

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ANTHONY RAPP and C.D.,

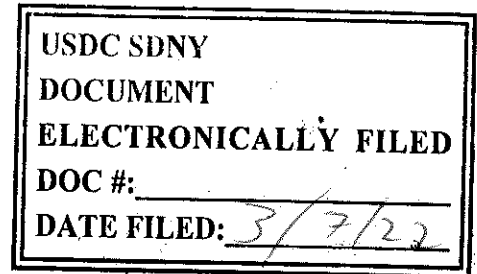
Plaintiffs,

-against-

KEVIN SPACEY FOWLER a/k/a KEVIN SPACEY,

Defendant.

Case No. 20-cv-09586 (LAK) (SDA)



**JOINT PRETRIAL ORDER**

Plaintiff Anthony Rapp (“Plaintiff” or “Mr. Rapp”) and Defendant Kevin Spacey Fowler (“defendant” or “ Mr. Fowler”), respectfully submit this Joint Pretrial Order pursuant to Rule 26(a)(3) of the Federal Rules of Civil Procedure and this Court’s individual practices and procedures.

**I. Nature of the Case**

**A. *Plaintiff’s Proposed Statement Of The Case***

This is an action for personal injuries brought by the plaintiff, Anthony Rapp, who alleges that the defendant, Kevin Spacey Fowler, improperly and without consent, touched Mr. Rapp in a sexual manner, when Mr. Rapp was 14 years old. As a result, Mr. Rapp suffered psychological damages, for which he seeks an award for past and future mental and emotional suffering, as well as punitive damages.

Mr. Fowler denies Mr. Rapp’s allegations and asserts they are false. Mr. Fowler denies Mr. Rapp attended a party at Mr. Fowler’s apartment and denies the 1986 apartment had a bedroom. Mr. Fowler denies he assaulted Mr. Rapp. Mr. Fowler requests that the jury reject Mr. Rapp’s claims and find he is entitled to no damages.

***B. Defendant's Proposed Statement Of The Case***

Plaintiff Anthony Rapp ("Mr. Rapp") alleges Defendant Kevin Spacey Fowler ("Mr. Fowler") assaulted him in 1986 in a bedroom at Mr. Fowler's apartment during a party. Mr. Rapp seeks damages for the psychological injuries he claims to have suffered.

Mr. Fowler denies Mr. Rapp's allegations and asserts they are entirely false. Mr. Rapp did not attend a party at Mr. Fowler's apartment. Mr. Fowler's 1986 apartment did not have a bedroom. And Mr. Fowler never assaulted Mr. Rapp. Mr. Fowler requests that the jury reject Mr. Rapp's claims and find he is entitled to no damages.

**II. Jury/Non-Jury**

Plaintiff and Defendant both request the action be tried by jury. The parties estimate that the trial will take 2 weeks or less.

**III. Stipulated Facts**

1. Anthony Rapp was performing in Precious Sons, on Broadway, in 1986
2. Kevin Spacey Fowler was performing in Long Day's Journey Into Night, on Broadway, in 1986
3. Anthony Rapp was 14 years old in 1986
4. Kevin Spacey was 26 years old in 1986

**IV. Exhibits*****A. Plaintiff's Exhibits***

The following is a list of Plaintiff's Exhibits to be offered in his case-in-chief:

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibilit y</u>
PX. 1	The Advocate article (Previously marked as Exhibit 12 on 2-3-21)	Hearsay (FRE 801, 802)	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
PX. 2	Anthony Rapp's sketch of apartment 2-3-2021 (Previously marked as Exhibit 26 on 2-3-21)		Yes	Yes
PX. 3	Excerpt from John Barrowman's book "Anything Goes" (Previously marked as Exhibit 47)	Hearsay (FRE 801, 802); authenticity/foundation (FRE 900); incomplete excerpt (FRE 106)	No	No
PX. 4	Andy Holtzman sketch of office 1-7-2022 (Previously marked as Exhibit 128 on 1-7-22)	Relevance (FRE 401); Confuses the issues, undue consumption of time (FRE 403)	Yes	No
PX. 5	Justin Dawes' Email to Adam Vary - Buzzfeed 10-31-2017 (Previously marked as Exhibit 143 2-10-2022)	Hearsay (FRE 801, 802); relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time (FRE 403)	Yes	No
PX. 6	Kevin Spacey's Email 1 to Evan Lowenstein 10-29-2017 (Previously marked as Exhibit 166 on 1-17-22)	Confuses the issues, unfairly prejudicial, and misleads the jury (FRE 403); rule of completeness (FRE 106)	Yes	No
PX. 7	Kevin Spacey's Email: "A dream . . ." to Evan Lowenstein 2-2-2018 (Previously marked as Exhibit 167 on 1-17-22)		Yes	Yes
PX. 8	Kevin Spacey's Email 2 to Nicola Howson & Evan Lowenstein 10-29-2017	Confuses the issues, unfairly prejudicial, and misleads the jury (FRE 403); Rule of completeness (FRE 106)	Yes	No
PX. 9	Kevin Spacey's Email 3 to Nicola Howson & Evan Lowenstein 10-29-2017	Cumulative, confuses the issues, unfairly prejudicial, and misleads the jury (FRE 403); rule of completeness (FRE 106)	Yes	No
PX. 10	Kevin Spacey's Email 4 to Nicola Howson & Evan Lowenstein 10-29-2017	Cumulative, confuses the issues, unfairly prejudicial, misleads the jury (FRE 403); rule of completeness (FRE 106)	Yes	No
PX. 11	Kevin Spacey's Email 5 to Nicola Howson & Evan Lowenstein 10-29-2017	Cumulative, confuses the issues, unfairly prejudicial, and misleads the jury (FRE	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
		403); rule of completeness (FRE 106)		
PX. 12	Kevin Spacey's Email 6 to Nicola Howson & Evan Lowenstein 10-29-2017	Cumulative, confuses the issues, unfairly prejudicial, misleads the jury (FRE 403); rule of completeness (FRE 106)	Yes	No
PX. 13	Kevin Spacey's Email 7 to Staci Wolfe, Todd Rubenstein, Nicola Howson, John Houseman & Bryan Freedman 10-29-2017	Cumulative, confuses the issues, unfairly prejudicial, and misleads the jury (FRE 403); rule of completeness (FRE 106)	Yes	No
PX. 14	Letter from John Barrowman to Kevin Spacey		Yes	Yes
PX. 15	Staci Wolfe Forwarding Adam Vary's 10-29-17 e-mail sent to Staci Wolfe to Evan Lowenstein, Todd Rubenstein & Nicola Howson	Redaction necessary to remove unrelated allegation	Yes	Yes (with redaction)
PX. 16	Kevin Spacey Twitter Statement 10-30-2017		Yes	Yes
PX. 17	Kevin Spacey's Deposition 1-17-2022 - 1 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 18	Kevin Spacey's Deposition 1-17-2022 - 2 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 19	Kevin Spacey's Deposition 1-17-2022 - 3 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 20	Kevin Spacey's Deposition 1-17-2022 - 4 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 21	Kevin Spacey's Deposition 1-17-2022 - 5 of 17.mp4	The deposition included objectionable, irrelevant, and	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
		unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.		
PX. 22	Kevin Spacey's Deposition 1-17-2022 - 6 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 23	Kevin Spacey's Deposition 1-17-2022 - 7 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 24	Kevin Spacey's Deposition 1-17-2022 - 8 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 25	Kevin Spacey's Deposition 1-17-2022 - 9 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 26	Kevin Spacey's Deposition 1-17-2022 - 10 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 27	Kevin Spacey's Deposition 1-17-2022 - 11 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 28	Kevin Spacey's Deposition 1-17-2022 - 12 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 29	Kevin Spacey's Deposition 1-17-2022 - 13 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
PX. 30	Kevin Spacey's Deposition 1-17-2022 - 14 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 31	Kevin Spacey's Deposition 1-17-2022 - 15 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 32	Kevin Spacey's Deposition 1-17-2022 - 16 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 33	Kevin Spacey's Deposition 1-17-2022 - 17 of 17.mp4	The deposition included objectionable, irrelevant, and unfairly prejudicial matters. Mr. Fowler reserves the right to object at trial.	Yes	No
PX. 34	Pictures of Anthony Rapp in Precious Sons 1986		Yes	Yes
PX. 35	Picture of Anthony Rapp 1986	Cumulative (FRE 403)	Yes	No
PX. 36	Texts between Anthony Rapp and Christopher Denny 2017	Hearsay (FRE 801, 802), unfairly prejudicial	Yes	No
PX. 37	Texts between Anthony Rapp and Christopher Hart 10-21-2018	Hearsay (FRE 801, 802), relevance (FRE 401), Unfairly prejudicial discussion of rumors and unrelated allegations, confuses the issues, misleads the jury (FRE 403)	Yes	No
PX. 38	BuzzFeed News - Actor Anthony Rapp: Kevin Spacey Made A Sexual Advance Toward Me When I Was 14 10-29-2017	Hearsay (FRE 801, 802), includes irrelevant and unfairly prejudicial matters that must be redacted (FRE 403)	Yes	No (without significant redactions)
PX. 39	Photographs of Justin Dawes	Relevance (FRE 401); Confuses the issues, misleads the jury, undue consumption of time (FRE 403)	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
PX. 40	Psychological Testing by Lisa Rocchio, Ph.D. 2-6-2021	Hearsay (FRE 801, 802), unfairly prejudicial, undue consumption of time, misleads the jury (FRE 403)	Yes	No
PX. 41	Alexander Sasha Bardey, PhD Zoom Evaluation of Anthony Rapp 3-26-2021.mp4	Hearsay (FRE 801, 802); undue consumption of time, confuses the issues (FRE 403)	Yes	No
PX. 42	Alexander Sasha Bardey, PhD Zoom Evaluation of Anthony Rapp 3-26-2021.mp4	Hearsay (FRE 801, 802); undue consumption of time, confuses the issues (FRE 403)	Yes	No
PX. 43	Robin Magid's Medical Records	Hearsay (FRE 801, 802); Foundation/authenticity (FRE 900); misleads the jury, confuses the issues, unfairly prejudicial, undue consumption of time (FRE 403); improper opinion of lay witness who is admittedly unqualified to offer expert opinion (FRE 701, 702)	No	No
PX. 44	Sean Snow Deposition 8-6-2021	See objections to deposition designations	Yes	No
PX. 45	Justin Dawes' Deposition 12-28-2021 - 1 of 6.mp4	Relevance (FRE 401); unfairly prejudicial, misleads the jury, confuses the issues, undue consumption of time (FRE 403); <i>see also</i> objections to transcript designations and Mr. Fowler's motion to exclude Mr. Dawes's testimony.	Yes	No
PX. 46	Justin Dawes' Deposition 12-28-2021 - 2 of 6.mp4	Relevance (FRE 401); unfairly prejudicial, misleads the jury, confuses the issues, undue consumption of time (FRE 403); <i>see also</i> objections to transcript designations and Mr. Fowler's motion to exclude Mr. Dawes's testimony.	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
PX. 47	Justin Dawes' Deposition 12-28-2021 - 3 of 6.mp4	Relevance (FRE 401); unfairly prejudicial, misleads the jury, confuses the issues, undue consumption of time (FRE 403); see also objections to transcript designations and Mr. Fowler's motion to exclude Mr. Dawes's testimony.	Yes	No
PX. 48	Justin Dawes' Deposition 12-28-2021 - 4 of 6.mp4	Relevance (FRE 401); unfairly prejudicial, misleads the jury, confuses the issues, undue consumption of time (FRE 403); see also objections to transcript designations and Mr. Fowler's motion to exclude Mr. Dawes's testimony.	Yes	No
PX. 49	Justin Dawes' Deposition 12-28-2021 - 5 of 6.mp4	Relevance (FRE 401); unfairly prejudicial, misleads the jury, confuses the issues, undue consumption of time (FRE 403); see also objections to transcript designations and Mr. Fowler's motion to exclude Mr. Dawes's testimony.	Yes	No
PX. 50	Justin Dawes' Deposition 12-28-2021 - 6 of 6.mp4	Relevance (FRE 401); unfairly prejudicial, misleads the jury, confuses the issues, undue consumption of time (FRE 403); see also objections to transcript designations and Mr. Fowler's motion to exclude Mr. Dawes's testimony.	Yes	No
PX. 51	Alexander Sasha Bardey, M.D. Invoice 6-8-2021		Yes	Yes
PX. 52	Alexander Sasha Bardey, M.D. Invoice 1-24-2022		Yes	Yes
PX. 53	Curriculum Vitae - Lisa Marie Rocchio Ph.D.	Undue consumption of time (FRE 403)	Yes	No



<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
PX. 54	Expert Report - Elizabeth Loftus Ph.D. 7-12-2021	Mr. Fowler reserves the right to object to this exhibit on the following grounds: relevance (FRE 401); confuses the issues, misleads the jury, and undue consumption of time (FRE 403); hearsay (FRE 801, 802)	Yes	No
PX. 55	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 1 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 56	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 2 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibilit y</u>
		deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.		
PX. 57	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 3 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 58	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 4 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
PX. 59	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 5 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 60	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 6 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 61	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 7 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
		mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.		
PX. 62	Elizabeth Loftus Ph.D Deposition 12-22-2021 - 8 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 63	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 1 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
		hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.		
PX. 64	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 2 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 65	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 3 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibilit y</u>
		deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.		
PX. 66	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 4 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 67	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 5 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibilit y</u>
PX. 68	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 6 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 69	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 7 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.	Yes	No
PX. 70	Alexander Sasha Bardey, M.D. Deposition 1-26-2022 - 8 of 8.mp4	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and	Yes	No

<u>Ex. No.</u>	<u>Document Description</u>	<u>Defendant's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibilit y</u>
		mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). Counsel has failed to designate the transcript and has not identified any specific portion of the deposition for admission. Mr. Fowler, therefore, also reserves the right to object pursuant to FRE 106.		
PX. 71	Kathe Green 1-31-2022 Deposition - 1 of 2.mpg	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). See also Defendant's objections to Plaintiff's counter-designations.	Yes	No
PX. 72	Kathe Green 1-31-2022 Deposition - 2 of 2.mpg	The exhibit includes matters that are irrelevant (FRE 401); misleading, would cause undue consumption of time, confuse the issues, and mislead the jury (FRE 403); numerous questions were improper and argumentative; and the exhibit contains extensive inadmissible hearsay (FRE 801, 802). See also Defendant's objections to Plaintiff's counter-designations.	Yes	No



***B. Defendant's Exhibits***

The following is a list of Defendant's Exhibits to be offered in his case-in-chief:

<u>Exhibit No.</u>	<u>Document Description</u>	<u>Plaintiff's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
DX. 1	Diagram of Mr. Fowler's New York Apartment in 1986 (KF 90)	Plaintiff reserves the right to object to this exhibit subject to authentication of the document itself and the measurement data therein, at the time of trial. FRE 801,802.	No	No
DX. 2	Photo of Mr. Fowler's New York Apartment in 1986 (KF 91)	Plaintiff reserves the right to object to this exhibit subject to authentication at the time of trial.	No	No
DX. 3	Precious Sons, A Play in Two Acts, by George Furth (KF 272)	Plaintiff reserves the right to object to this exhibit subject to relevance, cumulative, hearsay.	No	No
DX. 4	Letter from John Barrowman to Mr. Fowler (KF 443)		Yes	Yes
DX. 5	Photo of Mr. Fowler's New York Apartment in 1986 (angled towards the bathroom) (KF 544)	Plaintiff reserves the right to object to this exhibit subject to authentication at the time of trial.	No	No
DX. 6	Photo of Mr. Fowler's New York Apartment in 1986 (angled towards the living room) (KF 545)	Plaintiff reserves the right to object to this exhibit subject to authentication at the time of trial.	No	No
DX. 7	Diagram of Mr. Fowler's New York Apartment in 1986 (KF 546)	Plaintiff reserves the right to object to this exhibit subject to authentication of the document itself and the measurement data therein, at the time of trial. FRE 801,802.	No	No
DX. 8	Nov. 14, 1986 New York Apartment Lease (265 East 66th Street) (KF 570)	Plaintiff reserves the right to object to this exhibit subject to authentication, relevance, hearsay at the time of trial.	No	No
DX. 9	Nov. 24, 1985 Letter to Sarah St. George from Kevin Spacey on Hotel Bristol Stationary (KF 571)	Plaintiff reserves the right to object to this exhibit subject to authentication, relevance, and hearsay at the time of trial.	No	No
DX. 10	Jan. 24, 1986 Handwritten note re loans to Mr. Fowler (KF 572)	Plaintiff reserves the right to object to this exhibit subject to	No	No

<u>Exhibit No.</u>	<u>Document Description</u>	<u>Plaintiff's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
		authentication, relevance, and hearsay at the time of trial.		
DX. 11	Image of John Barrowman – 1 (KF 573)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 12	Image of John Barrowman – 2 (KF 574)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 13	Image of John Barrowman – 3 (KF 575)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 14	Image of John Barrowman – 4 (KF 576)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 15	Image of John Barrowman – 5 (KF 577)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 16	Image of John Barrowman – 6 (KF 578)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 17	Image of John Barrowman – 7 (KF 579)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 18	Image of John Barrowman – 8 (KF 580)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 19	Image of John Barrowman – 9 (KF 581)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 20	Image of John Barrowman – 10 (KF 582)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No

<u>Exhibit No.</u>	<u>Document Description</u>	<u>Plaintiff's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
DX. 21	Image of John Barrowman – 11 (KF 583)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 22	Image of John Barrowman – 12 (KF 584)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 23	Image of John Barrowman – 13 (KF 585)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 24	Letter/Postcard to Kevin Spacey (addressed to 265 E. 66th Street Apartment) (KF 204)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 25	Envelop to Kevin Spacey (addressed to 265 E. 66th Street Apartment) (KF 205)	Plaintiff reserves the right to object to this exhibit subject to authentication and relevance at the time of trial.	No	No
DX. 26	Anthony Rapp and Adam Vary Text - 1 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Objection as to "In talking this over with my editors..." as hearsay. Plaintiff reserves the right to further object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 27	Anthony Rapp and Adam Vary Text – 2 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 28	Anthony Rapp and Adam Vary Text – 3 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 29	Anthony Rapp and Adam Vary Text – 4 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 30	Anthony Rapp and Adam Vary Text – 5 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No

<u>Exhibit No.</u>	<u>Document Description</u>	<u>Plaintiff's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
DX. 31	Anthony Rapp and Adam Vary Text – 6 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 32	Anthony Rapp and Adam Vary Text – 7 [Pages from <i>Depo. Ex. 103</i> , marked at the Dec. 16, 2021 Deposition of Adam Vary]	Plaintiff reserves the right to object to this exhibit subject to complete context (FRE 106), hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 33	Excerpt from "Anything Goes" by Anthony Rapp	Plaintiff objects to this exhibit as hearsay, lack of foundation, lack of authentication	No	No
DX. 34	Dr. Elizabeth Loftus's Curriculum Vitae	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 35	Dr. Alexander Bardey's Curriculum Vitae [Marked as <i>Depo. Ex. 168</i> , marked at the Jan. 26, 2022 Deposition of Dr. Alexander Bardey]	Plaintiff reserves the right to object to this document on hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 36	June 7, 2021 Report Re Forensic Psychiatric Evaluation of Anthony Rapp by Dr. Bardey	Plaintiff reserves the right to object to this exhibit subject to hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 37	Video 1 of 2 of Anthony Rapp's Evaluation over Zoom (KSF_EXPERT005085)	Plaintiff reserves the right to object to this exhibit on hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 38	Video 2 of 2 of Anthony Rapp's Evaluation over Zoom (KSF_EXPERT005086)	Plaintiff reserves the right to object to this exhibit on hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 39	Video of Feb. 3, 2021 Deposition of Anthony Rapp	Plaintiff reserves the right to object to this exhibit on hearsay and relevancy grounds at the time of trial.	Yes	No
DX. 40	Text History between Anthony Rapp and Erin Quill [Marked as <i>Depo. Ex. 41</i> at the Apr. 29, 2021 Deposition of Erin Quill]	Plaintiff reserves the right to object to this exhibit on hearsay and relevancy grounds at the time of trial.	Yes	No

<u>Exhibit No.</u>	<u>Document Description</u>	<u>Plaintiff's Objections</u>	<u>Stipulations to Authenticity</u>	<u>Stipulation to Admissibility</u>
DX. 41	Video Recording of Segments of the 1986 Production of "Precious Sons"	Plaintiff reserves the right to object to this exhibit at the time of trial on relevancy grounds.	Yes	No
DX. 42	Oct. 3, 2017 E-mail chain between John Houseman and Evan Lowenstein (EL_00070)	Plaintiff reserves the right to object to this exhibit as confuses the issues, misleads the jury, and on complete context (FRE 106) grounds.	No	No
DX. 43	Image of Ed Harris carrying Anthony Rapp in Precious Sons (1986)	Plaintiff reserves the right to object to this exhibit on relevancy grounds, it confuses the issues, misleads the jury, and cumulative.	Yes	No
DX. 44	Anthony Rapp's Handwritten Drawing of Kevin Spacey's 1986 New York Apartment [Marked as <i>Depo. Ex. 26</i> at the Feb. 3, 2021 Deposition of Anthony Rapp]		Yes	Yes

**V. General Provision, Stipulations and Objections with Respect to Exhibits:**

See Chart above in Section IV.

**VI. Plaintiff's Witness List<sup>1</sup>:**

Plaintiff may call at trial the following witnesses:

1. Anthony Rapp
2. Lisa Rocchio, Ph.D.
3. Justin Dawes (by deposition or in person)
4. Andrew Holtzman
5. Christopher Hart
6. Christopher Denny

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<sup>1</sup> The attached Exhibit A includes (a) Mr. Rapp's deposition designations, (b) Mr. Fowler's objections to Mr. Rapp's designations and counter-designations, and (c) Mr. Rapp's objections to Mr. Fowler's counter-designations.

7. Sean Snow (by deposition or in person)
8. Plaintiff reserves the right to call or read in deposition testimony of Elizabeth Loftus, PhD (who appears on defendant's witness list)

**VII. Defendant's Witnesses<sup>2</sup>:**

Defendant may call at trial the following witnesses:

1. John Barrowman (by deposition)
2. Evan Lowenstein
3. Adam Rapp (by deposition or in person)
3. Adam Vary (by deposition)
4. Kevin Spacey Fowler
5. Dr. Alexander Bardey, MD
6. Elizabeth Loftus, PhD
7. Kathe Green (by deposition)
8. Michael Collins (by deposition)
9. Tracie Thoms (by deposition)
10. William Brown (if Justin Dawes is permitted to testify)
11. Erin Quill (by deposition or in person)
12. Mr. Fowler reserves the right to call Christopher Hart (who appears on Plaintiff's witness list) and any custodian or records capable of authenticating evidence for which there is an objection.

**VIII. Relief Sought**


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<sup>2</sup> The attached Exhibit B includes (a) Mr. Fowler's deposition designations, (b) Mr. Rapp's objections to Mr. Fowler's designations and counter-designations, and (c) Mr. Fowler's objections to Mr. Rapp's counter-designations.

Mr. Rapp seeks compensation for both past and future mental suffering and emotional and psychological injuries. Mr. Rapp also seeks an award for punitive damages.

**IT IS ORDERED.**

Dated: 3/7/22

  
The Hon. Lewis A. Kaplan

Dated: March 4, 2022  
New York, New York

Respectfully submitted,

/s/ Peter J. Saghir  
Peter J. Saghir  
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*Counsel for Plaintiff Anthony Rapp*

Dated: March 4, 2022  
Irvine, California

Respectfully submitted,

/s/ Chase A. Scolnick  
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*Counsel for Defendant Kevin Spacey Fowler  
a/k/a Kevin Spacey*



**CERTIFICATE OF SERVICE**

In accordance with Local Rule 5.2, I, Peter J. Saghir, hereby certify that on March 4, 2022 this document filed through the ECF system will be sent electronically to the registered participants as identified in the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

/s/ Peter J. Saghir  
Peter J. Saghir

Justin Dawes 12/28/2021

		Plaintiff Anthony Rapp's Initial Designations				Defendant Kevin Spacey's Objections		Defendant Kevin Spacey's Counter Designations				Plaintiff Anthony Rapp's Objections to Counter Designations	
Transcript Name	Transcript Date	Page Start	Line Start	Page End	Line End								
Justin Dawes	12/28/2021	6	5	13	24	Relevance (FRE 401); confusing the issues, undue delay, wasting time (FRE 403)							
Justin Dawes	12/28/2021	16	2	27	22	Relevance (FRE 401); confusing the issues, undue delay, wasting time, unfair prejudice, misleading the jury (FRE 403); objection of counsel not is not evidence; question calls for speculation/lack of personal knowledge (FRE 602)							
Justin Dawes	12/28/2021	27	24	28	24	Relevance (FRE 401); confusing the issues, undue delay, wasting time, unfair prejudice, misleading the jury (FRE 403); objection of counsel not is not evidence; question calls for speculation/lack of personal knowledge (FRE 602)							
Justin Dawes	12/28/2021	29	3	29	4	Relevance (FRE 401)							
Justin Dawes	12/28/2021	29	15	29	16	Relevance (FRE 401)							
Justin Dawes	12/28/2021	30	7	30	13	Relevance (FRE 401); Hearsay (FRE 801, 802)							
Justin Dawes	12/28/2021	30	19	30	25	Relevance (FRE 401); Hearsay (FRE 801, 802)							
Justin Dawes	12/28/2021	31	2	31	17	Relevance (FRE 401); confusing the issues, undue delay, wasting time (FRE 403); Lacks personal knowledge/calls for speculation (FRE 602)							
Justin Dawes	12/28/2021	32	3	32	18	Relevance (FRE 401); confusing the issues, undue delay, wasting time (FRE 403)							
Justin Dawes	12/28/2021	33	2	33	23	Relevance (FRE 401); misleading the jury, confusing the issues, undue delay (FRE 403); impermissible vouching; hearsay (FRE 801, 802)							
Justin Dawes	12/28/2021	34	10	34	25	Relevance (FRE 401)							
Justin Dawes	12/28/2021	35	2	35	19	Relevance (FRE 401)							
Justin Dawes	12/28/2021	36	10	36	25	Relevance (FRE 401); undue waste of time (FRE 403)							
Justin Dawes	12/28/2021	37	2	37	12	Relevance (FRE 401); undue waste of time (FRE 403)							
Justin Dawes	12/28/2021	37	17	38	25	Relevance (FRE 401); undue waste of time (FRE 403)							
Justin Dawes	12/28/2021	39	2	39	14	Relevance (FRE 401); undue waste of time (FRE 403)							
Justin Dawes	12/28/2021	39	18	43	25	Relevance (FRE 401); undue waste of time (FRE 403); impermissible hearsay (FRE 801-802); vouching							
Justin Dawes	12/28/2021	44	2	44	11	Relevance (FRE 401); undue waste of time, confuses the issues, misleading the jury, unfairly prejudicial (FRE 403); impermissible vouching, disparaging counsel, and the adversarial process							
Justin Dawes	12/28/2021	44	25	45	7								
Justin Dawes	12/28/2021	45	16	48	14	Relevance (FRE 401); undue waste of time, confuses the issues, misleading the jury, unfairly prejudicial (FRE 403); impermissible vouching, disparaging counsel, and the adversarial process; nonresponsive							
Justin Dawes	12/28/2021	49	9	49	18								
Justin Dawes	12/28/2021	49	20	49	21								
Justin Dawes	12/28/2021	50	15	50	25								
Justin Dawes	12/28/2021	51	5	51	16	Impermissible vouching; hearsay (FRE 801-802); nonresponsive; misleading the jury, undue consumption of time, unfairly prejudicial (FRE 403); Relevance (FRE 401)	55	6	55	22	Lacks context, FRE 106		
Justin Dawes	12/28/2021	53	18	54	16	Nonresponsive; unfairly prejudicial and misleading the jury (FRE 403); disparaging counsel							
Justin Dawes	12/28/2021	54	19	54	20	Hearsay (FRE 801, 802)							
Justin Dawes	12/28/2021	55	6	58	14	Relevance (FRE 401); undue consumption of time (FRE 403)							
Justin Dawes	12/28/2021	58	20	59	6	Relevance (FRE 401); undue consumption of time (FRE 403)							
Justin Dawes	12/28/2021	59	10	68	15	Relevance (FRE 401); undue consumption of time, undue delay, cumulative (FRE 403)							
Justin Dawes	12/28/2021	68	17	68	25	Relevance (FRE 401); undue consumption of time, undue delay (FRE 403); impermissible character evidence (FRE 608)							
Justin Dawes	12/28/2021	69	3	70	7	Relevance (FRE 401); objection of counsel is not evidence							
Justin Dawes	12/28/2021	70	11	70	23								

Justin Dawes 12/28/2021

Justin Dawes	12/28/2011												Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, wasting time, lacks personal knowledge.
Justin Dawes	12/28/2011	71	7	71	22			72	15	73		6	
Justin Dawes	12/28/2011												Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for hearsay, assumes facts not in evidence.
Justin Dawes	12/28/2011							74	6	74		13	
Justin Dawes	12/28/2011												Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for hearsay, lacks personal knowledge.
Justin Dawes	12/28/2011	72	7	72	14			76	17	78		2	
Justin Dawes	12/28/2011												Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for hearsay, lacks personal knowledge.
Justin Dawes	12/28/2011	79	15	80	9			80	10	80		20	
Justin Dawes	12/28/2011	81	5	82	21			82	22	82		24	
Justin Dawes	12/28/2011	85	12	86	2								Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, FRE 106.
Justin Dawes	12/28/2011	87	8	87	25								Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, FRE 106.
Justin Dawes	12/28/2011	88	22	91	11	Relevance (FRE 401); undue consumption of time (FRE 403)							
Justin Dawes	12/28/2011	92	6	94	16	Hearsay (FRE 801, 802); nonresponsive; vouching; misleading the jury and unfairly prejudicial (FRE 403)		95	8	95		11	Relevance, FRE 106.
Justin Dawes	12/28/2011	95	14	98	21	Hearsay (FRE 801, 802); nonresponsive; vouching; misleading the jury and unfairly prejudicial (FRE 403)		98	22	99		7	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for speculation, asked and answered, lacks personal knowledge, improper lay opinion.
Justin Dawes	12/28/2011							99	11	99		19	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for speculation, asked and answered, lacks personal knowledge, improper lay opinion.
Justin Dawes	12/28/2011							99	23	100		2	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, non-responsive.
Justin Dawes	12/28/2011	100	3	100	8	Relevance (FRE 401); undue consumption of time (FRE 403)							
Justin Dawes	12/28/2011	101	2	104	16	Hearsay (FRE 801, 802); relevance (FRE 401); undue consumption of time and confuses the issues, cumulative (FRE 403)							
Justin Dawes	12/28/2011	104	19	105	18	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues (FRE 403)							
Justin Dawes	12/28/2011	105	21	106	21	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues (FRE 403)							
Justin Dawes	12/28/2011	106	24	107	9	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues, unfairly prejudicial (FRE 403), nonresponsive, disparaging counsel (FRE 403)		107	10	107		17	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for speculation, asked and answered, lacks personal knowledge, improper lay opinion.
Justin Dawes	12/28/2011	108	3	109	24	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues (FRE 403)							
Justin Dawes	12/28/2011	110	2	110	15	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues (FRE 403)							
Justin Dawes	12/28/2011	110	19	112	23	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues (FRE 403); nonresponsive							

Justin Dawes 12/28/2021

Justin Dawes	12/28/2021	112	25	113	23	Relevance (FRE 401); undue consumption of time, cumulative, confuses the issues (FRE 403); nonresponsive					
Justin Dawes	12/28/2021	113	25	115	26	Relevance (FRE 401); nonresponsive					
Justin Dawes	12/28/2021	115	19	116	11	Relevance (FRE 401)					
Justin Dawes	12/28/2021	116	18	118	8	Hearsay (FRE 801, 802); nonresponsive; undue consumption of time (403)					
Justin Dawes	12/28/2021	118	14	125	7	Hearsay (FRE 801, 802); Nonresponsive; relevance (FRE 401); undue consumption of time, cumulative (FRE 403)					
Justin Dawes	12/28/2021	125	11	125	20	Relevance (FRE 401); cumulative, undue consumption of time (FRE 403); nonresponsive					
Justin Dawes	12/28/2021	125	25	126	6	Cumulative, undue consumption of time, confusing the issues (FRE 403); relevance (FRE 401); nonresponsive					
Justin Dawes	12/28/2021	126	10	129	7	Hearsay (FRE 801, 802); nonresponsive; cumulative, undue consumption of time, confusing the issues (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	129	9	130	15	Cumulative, undue consumption of time, confusing the issues (FRE 403); relevance (FRE 401); nonresponsive					
Justin Dawes	12/28/2021	130	17	130	19	Relevance (FRE 401)					
Justin Dawes	12/28/2021	130	2	131	18	Nonresponsive; unfairly prejudicial, cumulative, undue consumption of time (FRE 403); Relevance (FRE 401); disparaging counsel and adversarial process (FRE 403)					
Justin Dawes	12/28/2021	131	20	132	8	Nonresponsive; unfairly prejudicial, cumulative, undue consumption of time (FRE 403); Relevance (FRE 401); disparaging counsel and adversarial process (FRE 403)					
Justin Dawes	12/28/2021	132	20	133	22	Nonresponsive; unfairly prejudicial, cumulative, undue consumption of time (FRE 403); Relevance (FRE 401); disparaging counsel and adversarial process (FRE 403)					
Justin Dawes	12/28/2021	133	24	134	23	Cumulative, undue consumption of time, confusing the issues (FRE 403); relevance (FRE 401)	134	24	135		Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for speculation, assumes facts not in evidence.
Justin Dawes	12/28/2021	135	3	136	11	Nonresponsive; cumulative, confuses the issues, undue consumption of time (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	136	18	137	24	Improper opinion testimony of lay witness (FRE 701, 702); Relevance (FRE 401); cumulative and undue consumption of time (FRE 403)					
Justin Dawes	12/28/2021	138	2	138	11	No question pending/nonresponsive					
Justin Dawes	12/28/2021	138	20	139	2	Nonresponsive; disparaging counsel (FRE 403); cumulative, undue consumption of time, confuses the issues, unfairly prejudicial (FRE 403)					
Justin Dawes	12/28/2021	139	7	139	25						
Justin Dawes	12/28/2021	140	6	141	17		141	18	142		15
Justin Dawes	12/28/2021	142	16	143	23	Relevance (FRE 401)					
Justin Dawes	12/28/2021	143	20	144	22	Relevance (FRE 401); undue consumption of time (FRE 403)	145	6	145		Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, improper lay opinion, calls for speculation, lacks foundation, vague.
Justin Dawes	12/28/2021						145	14	145		Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, improper lay opinion, calls for speculation, lacks foundation, vague.
Justin Dawes	12/28/2021	154	13	156	8	Nonresponsive/no question pending; disparaging counsel (FRE 403); cumulative, undue consumption of time, confuses the issues, unfairly prejudicial (FRE 403)					
Justin Dawes	12/28/2021	157	25	158	20	Relevance (FRE 401); cumulative, undue consumption of time, unfairly prejudicial (FRE 403); disparaging counsel (FRE 403)	158	21	159		2 Relevance, FRE 106.
Justin Dawes	12/28/2021	159	2	159	16						

Justin Dawes 12/28/2021

Justin Dawes	12/28/2021	159	23	160	3	Nonresponsive; cumulative, confuses the issues, undue consumption of time (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	160	6	160	15						
Justin Dawes	12/28/2021	160	24	162	18	Relevance (FRE 401); hearsay (FRE 801, 802); confuses the issues, undue consumption of time, unfairly prejudicial (FRE 403)					
Justin Dawes	12/28/2021	162	22	163	21	Hearsay (FRE 801, 802); relevance (FRE 401); undue consumption of time and confuses the issues, cumulative, misleading the jury (FRE 403); lacks personal knowledge (FRE 602)					
Justin Dawes	12/28/2021	163	24	164	13	Hearsay (FRE 801, 802); cumulative, unfairly prejudicial (FRE 403)					
Justin Dawes	12/28/2021	164	16	164	24						
Justin Dawes	12/28/2021	165	3	169	18	Nonresponsive; disparaging counsel and the adversarial process (FRE 403); cumulative, undue consumption of time, confuses the issues, unfairly prejudicial (FRE 403)					
Justin Dawes	12/28/2021	169	23	169	25						
Justin Dawes	12/28/2021	170	12	170	22						
Justin Dawes	12/28/2021	170	25	172	7	Nonresponsive; disparaging counsel (FRE 403); cumulative, undue consumption of time, confuses the issues, unfairly prejudicial (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	172	11	172	14						
Justin Dawes	12/28/2021	172	25	173	4						
Justin Dawes	12/28/2021	173	21	174	8						
Justin Dawes	12/28/2021	174	12	175	13						
Justin Dawes	12/28/2021	175	16	175	17						
Justin Dawes	12/28/2021	175	22	176	10	Hearsay (FRE 801, 802); cumulative, unfairly prejudicial (FRE 403)	176	11	176	15	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, mischaracterizes testimony, calls for speculation,
Justin Dawes	12/28/2021	176	19	177	18						
Justin Dawes	12/28/2021	178	6	178	23						
Justin Dawes	12/28/2021	183	5	183	10						
Justin Dawes	12/28/2021	183	16	183	24	Foundation/lack of personal knowledge/speculation (FRE 602); relevance (FRE 401); undue consumption of time, confuses the issues (FRE 403); impermissible vouching					
Justin Dawes	12/28/2021	184	2	184	24	Foundation/lack of personal knowledge/speculation (FRE 602); relevance (FRE 401); undue consumption of time, confuses the issues (FRE 403); impermissible vouching					
Justin Dawes	12/28/2021	185	2	185	8	Vouching; undue consumption of time, unfairly prejudicial (FRE 403)					
Justin Dawes	12/28/2021	185	11	185	15	Vouching; undue consumption of time, unfairly prejudicial (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	185	17	185	20	Vouching; undue consumption of time, unfairly prejudicial (FRE 403); relevance (FRE 401); hearsay (FRE 801, 802)					
Justin Dawes	12/28/2021	185	23	186	21	Vouching; undue consumption of time, unfairly prejudicial (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	186	24	186	25	Calls for legal conclusion; invades province of jury; vague and ambiguous; assumes facts not in evidence; improper opinion testimony (FRE 701, 702); relevance (FRE 401); unfairly prejudicial and confuses the issues (FRE 403)					
Justin Dawes	12/28/2021	187	3	187	4	Calls for legal conclusion; invades province of jury; vague and ambiguous; assumes facts not in evidence; improper opinion testimony (FRE 701, 702); relevance (FRE 401); unfairly prejudicial and confuses the issues (FRE 403)					
Justin Dawes	12/28/2021	187	7	187	18	Calls for legal conclusion; invades province of jury; vague and ambiguous; assumes facts not in evidence; improper opinion testimony (FRE 701, 702); relevance (FRE 401); unfairly prejudicial and confuses the issues (FRE 403)					

Justin Dawes 12/28/2021

Justin Dawes	12/28/2021	187	20	187	22	Calls for legal conclusion; invades province of jury; vague and ambiguous; assumes facts not in evidence; improper opinion testimony (FRE 701, 702); relevance (FRE 401); unfairly prejudicial and confuses the issues (FRE 403)					
Justin Dawes	12/28/2021	187	24	188	24	Calls for legal conclusion; invades province of jury; vague and ambiguous; assumes facts not in evidence; improper opinion testimony (FRE 701, 702); relevance (FRE 401); unfairly prejudicial and confuses the issues (FRE 403)					
Justin Dawes	12/28/2021	189	2	189	2	Relevance (FRE 401); unfairly prejudicial, cumulative, confuses the issues (FRE 403); calls for speculation regarding Mr. Fowler's state of mind/lack of personal knowledge (FRE 602); improper opinion testimony (FRE 701, 702); hearsay (FRE 801, 802)					
Justin Dawes	12/28/2021	189	15	191	11	Relevance (FRE 401); unfairly prejudicial, cumulative, confuses the issues (FRE 403)					
Justin Dawes	12/28/2021	191	13	191	23	Relevance (FRE 401); unfairly prejudicial, cumulative, confuses the issues (FRE 403); calls for speculation regarding Mr. Fowler's state of mind/lack of personal knowledge (FRE 602); improper opinion testimony (FRE 701, 702); hearsay (FRE 801, 802)					
Justin Dawes	12/28/2021	192	2	192	5	Cumulative, confuses the issues, unfairly prejudicial (FRE 403); Relevance (FRE 401)					
Justin Dawes	12/28/2021	192	7	192	9						
Justin Dawes	12/28/2021	192	11	192	11						
Justin Dawes	12/28/2021	192	13	192	22	Cumulative, confuses the issues, unfairly prejudicial (FRE 403); relevance (FRE 401)					
Justin Dawes	12/28/2021	192	24	193	23	Cumulative, confuses the issues, unfairly prejudicial (FRE 403); Relevance (FRE 401)	82	22	82	24	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, FRE 106.
							48	17	48	18	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, FRE 106.
							61	7	61	14	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, FRE 106, mischaracterizes testimony.





Justin Dawes 2/10/2022

Justin Dawes	2/10/2022	26	11	26	11		26	19	26	21	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for hearsay.
Justin Dawes	2/10/2022						26	23	27	2	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.
Justin Dawes	2/10/2022						27	5	27	20	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for hearsay.
Justin Dawes	2/10/2022	28	18	28	24		71	12	71	17	
Justin Dawes	2/10/2022	29	4	32	16	Relevance (FRE 401); Undue consumption of time (FRE 403)					
Justin Dawes	2/10/2022	32	18	33	7		33	8	33	13	FRE 106.
Justin Dawes	2/10/2022	33	9	33	19		33	20	35	19	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for hearsay.
Justin Dawes	2/10/2022						14	7	14	11	
Justin Dawes	2/10/2022	35	24	36	16						
Justin Dawes	2/10/2022	36	19	37	4						
Justin Dawes	2/10/2022	37	7	37	22		37	23	37	25	Objection to form, non-responsive.
Justin Dawes	2/10/2022						38	2	38	3	Non-responsive.
Justin Dawes	2/10/2022	38	24	39	5						
Justin Dawes	2/10/2022	39	24	40	8						
Justin Dawes	2/10/2022	40	11	41	12	Hearsay (FRE B01, B02)					
Justin Dawes	2/10/2022	42	2	42	16	Hearsay (FRE B01, B02)					
Justin Dawes	2/10/2022	42	20	43	12	Hearsay (FRE B01, B02)					
Justin Dawes	2/10/2022	44	12	44	23	Hearsay (FRE B01, B02); Nonresponsive; unfairly prejudicial					
Justin Dawes	2/10/2022	45	5	47	15	Hearsay (FRE B01, B02); unfairly prejudicial, misleading the jury, undue consumption of time (FRE 403); vouching					
Justin Dawes	2/10/2022	51	15	52	10	Hearsay (FRE B01, B02); nonresponsive					
Justin Dawes	2/10/2022	53	8	54	9	Nonresponsive; disparaging counsel (FRE 403); unfairly prejudicial, cumulative, misleading the jury (FRE 403)	68	18	68	20	Calls for hearsay, no answer given.
Justin Dawes	2/10/2022						54	17	54	20	No question pending, non-responsive.
Justin Dawes	2/10/2022	54	21	54	10						
Justin Dawes	2/10/2022	55	15	56	17						
Justin Dawes	2/10/2022	56	20	57	2		71	18	72	22	
Justin Dawes	2/10/2022	57	7	57	11	Nonresponsive					
Justin Dawes	2/10/2022	57	16	57	20						
Justin Dawes	2/10/2022	57	22	58	20						
Justin Dawes	2/10/2022	59	3	59	14						
Justin Dawes	2/10/2022	60	11	61	12	Relevance (FRE 401)	60	15	60	19	
Justin Dawes	2/10/2022	63	20	66	13						
Justin Dawes	2/10/2022	67	20	68	4		68	5	68	22	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, non-responsive, hearsay.
Justin Dawes	2/10/2022						71	18	72	22	
Justin Dawes	2/10/2022	71	18	73	17	Unfairly prejudicial, confuses the issues (FRE 403)					
Justin Dawes	2/10/2022	73	22	74	6	Relevance (FRE 401); Undue consumption of time (FRE 403)					
Justin Dawes	2/10/2022	74	15	75	1						
Justin Dawes	2/10/2022	75	9	76	4	Nonresponsive; relevance (FRE 401), undue consumption of time, confuses the issues					
Justin Dawes	2/10/2022	76	16	77	19						
Justin Dawes	2/10/2022	78	6	78	16						
Justin Dawes	2/10/2022	78	22	78	22						
Justin Dawes	2/10/2022	78	24	81	3	Hearsay (FRE B01, B02); unfairly prejudicial, cumulative (FRE 403)					
Justin Dawes	2/10/2022	81	8	81	21	Relevance (FRE 401); confuses the issues, misleading the jury (FRE 403); leading (FRE 611)					
Justin Dawes	2/10/2022	81	23	82	2	Relevance (FRE 401); confuses the issues, misleading the jury (FRE 403)					
Justin Dawes	2/10/2022	82	4	82	6	Relevance (FRE 403); leading (FRE 611)					
Justin Dawes	2/10/2022	82	8	82	10	Relevance (FRE 401); confusing the issues, undue consumption of time (FRE 403); leading (FRE 611)					
Justin Dawes	2/10/2022	82	12	82	15	Relevance (FRE 401); confusing the issues, undue consumption of time (FRE 403); leading (FRE 611)					



Justin Dawes 2/10/2022

Justin Dawes	2/10/2022	82	17	82	23	Relevance (FRE 401); confusing the issues, undue consumption of time, misleading the jury (FRE 403)	86	4	86	22	
Justin Dawes	2/10/2022	82	25	83	8	Relevance (FRE 401); confusing the issues, undue consumption of time, misleading the jury (FRE 403)	86	4	86	22	
Justin Dawes	2/10/2022	83	8	83	18	Vague as to when and to whom the materials were provided; misleading the jury (FRE 403)	86	4	86	22	
Justin Dawes	2/10/2022	83	20	84	20	Vague as to when and to whom the materials were provided; misleading the jury (FRE 403)	86	4	86	22	
Justin Dawes	2/10/2022	85	3	85	8		86	4	86	22	
Justin Dawes	2/10/2022	85	10	85	24		86	4	86	22	
Justin Dawes	2/10/2022						89	10	89	14	
Justin Dawes	2/10/2022						93	22	96	2	
Justin Dawes	2/10/2022	86	2	86	22		96	4	96	4	
Justin Dawes	2/10/2022	88	16	88	23						
Justin Dawes	2/10/2022	91	9	91	12		91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	8	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	91	15	93	2	Nonresponsive/no question pending; confuses the issues, undue consumption of time, cumulative (FRE 403)	91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	8	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	93	4	93	12	Nonresponsive/no question pending; confuses the issues, undue consumption of time, cumulative (FRE 403)	91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	8	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	93	15	93	29	Nonresponsive/no question pending; confuses the issues, undue consumption of time, cumulative (FRE 403)	91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	8	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	93	23	94	3	Nonresponsive/no question pending; confuses the issues, undue consumption of time, cumulative (FRE 403)	91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	8	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	94	13	95	3	Nonresponsive; confuses the issues, undue consumption of time, cumulative (FRE 403)	91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	8	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	95	8	95	13	Leading (FRE 611); relevance (FRE 401)	91	4	91	6	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.

Justin Dawes 2/10/2022

Justin Dawes	2/10/2022						91	8	91	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	95	15	95	20	Leading (FRE 611); relevance (FRE 401)	91	4	91	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022						91	8	91	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, misleading the jury, wasting time, lacks foundation, argumentative, assuming facts not in evidence.
Justin Dawes	2/10/2022	96	17	97	2	Leading (FRE 611); Counsel is impermissibly testifying; relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time (FRE 403)				

Plaintiff: Anthony Rapp's Initial Designations		Defendant: Kevin Spacey's Objections		Defendant: Kevin Spacey's Counter Designations		Plaintiff: Anthony Rapp's Objections to Counter			
Transcript Name	Transcript Date	Page Start	Line Start	Page End	Line End	Page Start	Line Start	Page End	Line End
Sean Snow	8/6/2021	6	3	6	6				
Sean Snow	8/6/2021	6	10	7	25				
Sean Snow	8/6/2021	8	12	12	17	Relevance (FRE 401); undue consumption of time (FRE 403)	11	23	12
Sean Snow	8/6/2021	12	24	13	13		11	23	12
Sean Snow	8/6/2021	13	22	15	22	Relevance (FRE 401); undue consumption of time (FRE 403)	11	23	12
Sean Snow	8/6/2021	15	25	17	18				
Sean Snow	8/6/2021	18	6	21	12		64	20	65
Sean Snow	8/6/2021						65	5	65
Sean Snow	8/6/2021						65	14	65
Sean Snow	8/6/2021						65	16	65
Sean Snow	8/6/2021						66	4	66
Sean Snow	8/6/2021						66	10	66
Sean Snow	8/6/2021						66	23	67
Sean Snow	8/6/2021						67	8	67
Sean Snow	8/6/2021						67	14	67
Sean Snow	8/6/2021						67	16	67
Sean Snow	8/6/2021						68	16	68
Sean Snow	8/6/2021	21	14	22	1		22	3	22
Sean Snow	8/6/2021	22	15	22	23		22	3	22
Sean Snow	8/6/2021	23	2	23	3				
Sean Snow	8/6/2021	23	7	23	12				
Sean Snow	8/6/2021	23	15	25	15		25	16	25
Sean Snow	8/6/2021						25	22	25
Sean Snow	8/6/2021	26	2	27	2				
Sean Snow	8/6/2021	27	8	27	16				
Sean Snow	8/6/2021	27	19	27	20				
Sean Snow	8/6/2021	28	2	29	12				
Sean Snow	8/6/2021	29	15	30	22				
Sean Snow	8/6/2021	31	10	31	18				
Sean Snow	8/6/2021	31	20	31	20				
Sean Snow	8/6/2021	32	3	32	5				
Sean Snow	8/6/2021	32	9	32	9				
Sean Snow	8/6/2021	32	11	34	2	Hearsay (FRE 801, 802)			
Sean Snow	8/6/2021	37	11	37	14				
Sean Snow	8/6/2021	37	20	38	11				
Sean Snow	8/6/2021	38	15	40	7				
Sean Snow	8/6/2021	40	12	40	23				
Sean Snow	8/6/2021	41	11	41	18				
Sean Snow	8/6/2021	43	7	43	13	Relevance (FRE 401)			
Sean Snow	8/6/2021	45	2	47	16				
Sean Snow	8/6/2021	47	19	47	20				
Sean Snow	8/6/2021	47	22	47	25				
Sean Snow	8/6/2021	48	2	48	15				
Sean Snow	8/6/2021	49	3	49	24		48	16	48
Sean Snow	8/6/2021	50	6	51	9		51	10	52
Sean Snow	8/6/2021								
Sean Snow	8/6/2021	51	12	51	23				
Sean Snow	8/6/2021	51							

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Deposition		Defendant Kevin Fowler's Initial Designations				Plaintiff Anthony Rapp's Objections				Plaintiff Anthony Rapp's Initial Designations				Defendant Kevin Fowler's Objections to Counter-Designations	
WITNESS	Date	PINCITE	Page Start	Line Start	Page End	Line End	OBJECTION			PINCITE	Page Start	Line Start	Page End	Line End	OBJECTION
John Barrowman	5/26/2021	5:13-6:2	5	18	6	2				6:5-11	6	5	6	11	Relevance (FRE 401); counsel's statements are not evidence; confuses the issues (FRE 403)
John Barrowman	5/26/2021	6:12-17	6	12	6	17				10:10-12	10	10	10	12	
John Barrowman	5/26/2021	7:3-13	7	3	7	13				19:17-20:3	19	17	20	3	Relevance (FRE 401); confuses the issues and undue consumption of time (FRE 403)
John Barrowman	5/26/2021	7:24-8:23	7	24	8	23				20:6-14	20	6	20	14	
John Barrowman	5/26/2021	10:13-25	11	13	10	25				21:13-18	21	13	21	18	
John Barrowman	5/26/2021	11:5-25	11	5	11	25				21:24-22:11	21	24	22	11	
John Barrowman	5/26/2021	12:24-14:16	12	24	14	16				23:21-24:9	23	21	24	9	Nonresponsive
John Barrowman	5/26/2021	14:21-18:8	14	21	18	8				28:4-5	24	4	24	6	
John Barrowman	5/26/2021	18:15-19:16	18	15	19	16				28:11-13	28	11	28	13	
John Barrowman	5/26/2021	20:4-5	20	4	20	5				28:22-29:3	28	22	29	3	
John Barrowman	5/26/2021	20:15-21:12	20	15	21	12				29:20-22	29	20	29	22	
John Barrowman	5/26/2021	21:19-23	21	19	21	23				31:23-32:10	31	23	32	10	
John Barrowman	5/26/2021	22:12-23:20	22	12	23	20				33:2-8	33	2	33	8	
John Barrowman	5/26/2021	24:10-19	24	10	24	19				33:21-34:22	33	21	34	22	Relevance (FRE 401); confuses the issues and undue consumption of time (FRE 403); Hearsay (FRE 801, 802)
John Barrowman	5/26/2021	25:1-26:3	25	1	26	3				40:23-41:5	40	23	41	5	Lacks personal knowledge/speculation regarding what "everyone" believes or intended (FRE 602)
John Barrowman	5/26/2021	27:3-28:10	27	3	28	10	Objection is made to page 27:4-6 as to everything after the word "No." as guessing and speculation			46:7-8	46	7	46	8	
John Barrowman	5/26/2021	28:14-21	28	14	28	21				46:12-48:15	46	12	48	15	Improper designation/nonresponsive to Mr. Fowler's designations; relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time, cumulative (FRE 403); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	29:4-8	29	4	29	8				48:7-11	49	7	49	11	Improper designation/nonresponsive to Mr. Fowler's designations; relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time, cumulative (FRE 403); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	29:13-19	29	13	29	19				49:22-50:6	49	22	50	6	Improper designation/nonresponsive to Mr. Fowler's designations; relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time, cumulative (FRE 403); hearsay (FRE 801, 802)

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John Barrowman	5/26/2021	29:23-30:6	29	23	30	6	58:5-10	58	5	58	10	Improper designation/nonresponsive to Mr. Fowler's designations; relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time, cumulative (FRE 403); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	30:14-31:22	30	14	31	22	60:21-24	60	21	60	24	
John Barrowman	5/26/2021	35:5-40:22	35	5	40	22	62:10-63:12	62	10	63	12	
John Barrowman	5/26/2021	41:6-42:21	41	6	42	21	63:20-65:5	63	20	65	5	Improper designation/nonresponsive to Mr. Fowler's designations; relevance (FRE 401); confuses the issues, misleads the jury, undue consumption of time, cumulative, hearsay (FRE 801, 802); lack of personal knowledge/speculation regarding Mr. Fowler's state of mind (FRE 602)
John Barrowman	5/26/2021	43:12-44:22	43	12	44	22	68:7-12	68	7	68	12	
John Barrowman	5/26/2021	45:12-22	45	12	45	22	68:16-69:4	68	16	69	4	
John Barrowman	5/26/2021	46:1-6	46	1	46	6	70:4-5	70	4	70	5	Mr. Barrowman's opinion regarding what is appropriate is irrelevant (FRE 401); misleading the jury, confusing the issues (FRE 403)
John Barrowman	5/26/2021	46:9-11	46	9	46	11	70:12-15	70	12	70	15	
John Barrowman	5/26/2021	55:22-56:3	55	22	56	3	71:19-20	71	19	71	20	Vague and ambiguous; Calls for speculation/lack of personal knowledge (FRE 602); Hearsay (FRE 801, 802)
John Barrowman	5/26/2021	56:6-7	56	6	56	7	71:22-23	71	22	71	23	Improper designation/nonresponsive to Mr. Fowler's designation; Assumes facts; argumentative; lacks personal knowledge/speculation regarding Mr. Rapp's allegations (FRE 602); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	56:9-15	56	9	56	15	71:25-72:1	71	25	72	1	
John Barrowman	5/26/2021	56:18-57:5	56	18	57	5	72:4-72:15	72	4	72	15	
John Barrowman	5/26/2021	57:13-58:4	57	13	58	4	73:18-20	73	18	73	20	Improper designation/nonresponsive to Mr. Fowler's designation; Assumes facts; argumentative; lacks personal knowledge/speculation regarding Mr. Rapp's allegations (FRE 602); hearsay (FRE 801, 802); Cumulative, undue consumption of time (FRE 403)
John Barrowman	5/26/2021	58:11-13	58	11	58	13	73:23-24	73	23	73	24	Improper designation/nonresponsive to Mr. Fowler's designation; Assumes facts; argumentative; lacks personal knowledge/speculation regarding Mr. Rapp's allegations (FRE 602); hearsay (FRE 801, 802); cumulative, undue consumption of time (FRE 403)

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John Barrowman	5/27/2021	58:17-58:1	58	17	59	1	74:2-5	74	2	74	5	Improper designation/nonresponsive to Mr. Fowler's designation; Assumes facts; argumentative; lacks personal knowledge/speculation regarding Mr. Rapp's allegations (FRE 602); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	59:10-60:14	59	10	60	14	74:9-11	74	9	74	11	Improper designation/nonresponsive to Mr. Fowler's designation; cumulative, unfairly prejudicial, undue consumption of time (FRE 403); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	60:16-17	60	16	60	17	74:13-15	74	13	74	15	Improper designation/nonresponsive to Mr. Fowler's designation; cumulative, unfairly prejudicial, undue consumption of time (FRE 403); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	69:6-70:3	69	6	70	3	74:17-19	74	17	74	19	Improper designation/nonresponsive to Mr. Fowler's designation; unfairly prejudicial, cumulative, undue consumption of time (FRE 403); hearsay (FRE 801, 802)
John Barrowman	5/26/2021	70:16-71:1	70	16	71	1	74:21-75:6	74	21	75	6	75:4-6: speculation/lacks personal knowledge (FRE 602); hearsay (FRE 801, 802); undue consumption of time, confuses the issues (FRE 403)
John Barrowman	5/26/2021	71:3-10	71	3	71	10	75:11-25	75	11	75	25	Speculation/lacks personal knowledge (FRE 602); hearsay (FRE 801, 802); relevance (FRE 401)
John Barrowman	5/26/2021	71:14-17	71	14	71	17						Improper designation/nonresponsive to Mr. Fowler's designation; hearsay (FRE 801, 802); cumulative, undue consumption of time (FRE 403); 76:21-24: lacks personal knowledge speculation (FRE 602)
John Barrowman	5/26/2021	73:15-17	73	15	73	17	77:3-10	77	3	77	10	Speculation/lacks personal knowledge (FRE 602)
John Barrowman	5/26/2021	85:5-11	85	5	85	11	77:12-13	77	12	77	13	Confuses the issues, misleads the jury, unfairly prejudicial (FRE 403)
John Barrowman	5/26/2021	85:22-86:12	85	22	86	12	77:16-77:16	77	16	77	16	Confuses the issues, misleads the jury, unfairly prejudicial (FRE 403)
John Barrowman	5/26/2021	87:4-7	87	4	87	7	77:21-77:21	77	21	77	21	Confuses the issues, misleads the jury, unfairly prejudicial (FRE 403)
John Barrowman	5/26/2021						80:22-80:25	80	22	80	25	
John Barrowman	5/26/2021						81:4-81:13	81	4	81	13	
John Barrowman	5/26/2021						81:15-81:21	81	15	81	21	Lacks personal knowledge/speculation regarding what Mr. Fowler believed or intended (FRE 602)
John Barrowman	5/26/2021						82:2-82:4	82	2	82	4	Vague and ambiguous

[illegible]



Deposition		Defendant Kevin Fowler's Initial Designations				Plaintiff Anthony Rapp's Objections		Plaintiff Anthony Rapp's Counter-Designations				Defendant Kevin Fowler's Objections to Counter-Designations	
WITNESS	Date	PINGTE	Page Start	Line Start	Page End	Line End	OBJECTION	PINGTE	Page Start	Line Start	Page End	Line End	OBJECTION
Michael Collins, PhD	4/27/2021	5:10-17	5	10	5	17		6:20-23	6	20	6	23	
Michael Collins, PhD	4/27/2021	5:20-6:5	5	2	6	5		10:5-13	10	5	5	13	
Michael Collins, PhD	4/27/2021	6:10-19	6	10	6	19		16:17-20	16	17	16	20	
Michael Collins, PhD	4/27/2021	6:24-7:7	6	24	7	7		29:11-24	29	11	29	24	
Michael Collins, PhD	4/27/2021	8:18-10:4	8	18	10	4		30:3-31:6	30	3	31	6	
Michael Collins, PhD	4/27/2021	15:22-16:16	15	22	16	16		31:12-32:19	31	12	32	19	
Michael Collins, PhD	4/27/2021	16:25-29:10	16	25	29	10		33:6-34:6	33	6	34	6	
Michael Collins, PhD	4/27/2021	31:9-11	31	9	31	11		34:11-35:8	34	11	35	8	
Michael Collins, PhD	4/27/2021	32:20-33:5	32	20	33	5		39:23-40:12	39	23	40	12	
Michael Collins, PhD	4/27/2021	35:9-12	35	9	35	12		43:23-44:10	43	23	44	10	
Michael Collins, PhD	4/27/2021	37:19-38:8	37	19	38	8		44:17-46:2	44	17	46	2	
Michael Collins, PhD	4/27/2021	38:15-39:22	38	15	39	22		50:12-17	50	12	50	17	Relevance of Dr. Collins' treatment of other patients (FRE 401); confuses the issues, and undue consumption of time (FRE 403)
Michael Collins, PhD	4/27/2021	41:4-43:22	41	4	43	22		50:20-52:11	50	20	52	11	Relevance of Dr. Collins' treatment of other patients (FRE 401); confuses the issues, and undue consumption of time (FRE 403)
Michael Collins, PhD	4/27/2021	44:11-16	44	11	44	16		52:13-53:17	52	13	53	17	Relevance of Dr. Collins' treatment of other patients (FRE 401); confuses the issues, and undue consumption of time (FRE 403)
Michael Collins, PhD	4/27/2021	46:4-16	46	4	46	16	Objection to page 46:11-13 as to relevance	53:21-23	53	21	53	23	Relevance of Dr. Collins' treatment of other patients (FRE 401); confuses the issues, and undue consumption of time (FRE 403)
Michael Collins, PhD	4/27/2021	47:2-10	47	2	47	10		53:25-53:25	53	25	53	25	
Michael Collins, PhD	4/27/2021	47:12-49:18	47	12	49	18		54:2-54:12	54	2	54	12	
Michael Collins, PhD	4/27/2021	57:25-58:17	57	25	58	17		54:14-19	54	14	54	19	
Michael Collins, PhD	4/27/2021	58:22-61:17	58	22	61	17		57:9-13	57	9	57	13	Compound
Michael Collins, PhD	4/27/2021	62:4-19	62	4	62	19		57:16-18	57	16	57	18	
Michael Collins, PhD	4/27/2021							61:18-62:3	61	18	62	3	
Michael Collins, PhD	4/27/2021							63:6-21	63	6	63	21	Relevance (FRE 401); confuses the issues and misleads the jury (FRE 403); lack of personal knowledge/speculation (FRE 602)
Michael Collins, PhD	4/27/2021							64:2-4	64	2	64	4	Speculation/lack of personal knowledge (FRE 602); vague and ambiguous; incomplete hypothetical
Michael Collins, PhD	4/27/2021							64:5-64:6	64	6	64	6	Speculation/lack of personal knowledge (FRE 602); vague and ambiguous; incomplete hypothetical
Michael Collins, PhD	4/27/2021							64:9-14	64	9	64	14	Speculation/lack of personal knowledge (FRE 602)
Michael Collins, PhD	4/27/2021							64:16-64:16	64	16	64	16	



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Deposition				Defendant Kevin Fowler's Initial Designations				Plaintiff Anthony Rapp's Objections				Plaintiff Anthony Rapp's Counter-Designations				Defendant Kevin Fowler's Objections to Counter-Designations			
Date	Witness	PINOTE	Page Start	Line Start	Page End	Line End		OBJECTION				PINOTE	Page Start	Line Start	Page End	Line End			
12/16/2021	Adam Vary	9:17-19	9	17	9	19						9:17-12	9	7	9	12			
12/16/2021	Adam Vary	12:5-7	12	5	12	7						9:25-10:1	9	25	10	1			
12/16/2021	Adam Vary	39:17-40:5	39	17	40	5		540:4-5 Privilege, relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation.											
12/16/2021	Adam Vary	40:11-12	40	11	40	12		40:11-12 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				12:8-13:12	12	8	13	12		Relevance (FRE 401); undue consumption of time (FRE 403)	
12/16/2021	Adam Vary	41:12-15	41	12	41	15		41:12-15 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.				13:15-13:15	13	15	13	15			
12/16/2021	Adam Vary	41:29-42:6	41	23	42	6		41:23-43:6 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.				13:17-22	13	17	13	22			
12/16/2021	Adam Vary	42:11-12	42	11	42	12		42:11-12 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				14:1-15:15	14	1	15	15		Relevance (FRE 401); undue consumption of time (FRE 403)	
12/16/2021	Adam Vary	46:9-16	46	9	48	16		46:9-16 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.				15:23-16:23	15	23	16	23		Relevance (FRE 401); undue consumption of time (FRE 403)	
12/16/2021	Adam Vary	48:22-23	48	22	48	23		48:22-23 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				20:4-17	20	4	20	17		Relevance (FRE 401); undue consumption of time (FRE 403)	
12/16/2021	Adam Vary	48:25-49:3	48	25	49	3						40:14-15	40	14	40	16			
12/16/2021	Adam Vary	49:6-18	49	6	49	18						59:1-7	59	1	59	7			
12/16/2021	Adam Vary	49:21-50:3	49	21	50	3						62:21-63:5	62	21	63	5			
12/16/2021	Adam Vary	50:8	50	8	50	8						64:8-10	64	8	64	10			
12/16/2021	Adam Vary	50:10-12	50	10	50	12						64:16-64:16	64	16	64	16			
12/16/2021	Adam Vary	50:15-24	50	15	50	24						71:12-15	71	12	71	15			
12/16/2021	Adam Vary	51:5-13	51	5	51	13		51:5-13 Privilege, relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.				73:1-15	73	14	73	16		73:10-12; counsel's statements are not evidence	
												74:18-24	74	18	74	24			

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12/16/2021	Adam Vary	58:19-22	53	19	53	22	value substantially outweighed by a danger	76:9-13	76	9	76	13	
12/16/2021	Adam Vary	55:1-3	55	1	55	3	55:1-3 Privilege, relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.						
12/16/2021	Adam Vary	57:20-24	57	20	57	24	57:20-24 Privilege, relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.	76:15-18	76	15	76	18	
12/16/2021	Adam Vary	56:17-25	58	17	58	25		77:17-78-18	77	17	78	18	
12/16/2021	Adam Vary	59:13-16	59	13	59	16		80:21-81:4	80	21	81	4	
12/16/2021	Adam Vary	62:15-20	62	15	62	20		83:10-15	83	10	83	15	
12/16/2021	Adam Vary	65:16-20	65	16	65	20		85:22-23	85	22	85	23	
12/16/2021	Adam Vary	65:25-66:1	65	25	66	1	65:16-20 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time. 65:25-66:1 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	87:17-19	87	17	87	19	
12/16/2021	Adam Vary	70:7-22	70	7	70	22	70:7-22 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	91:2-5	91	2	91	5	
12/16/2021	Adam Vary	71:3-41	71	3	71	11	71:3-11 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	91:7-10	91	7	91	10	
12/16/2021	Adam Vary	71:16-20	71	16	71	20	72:1-73:6 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	95:20-22	90	20	90	22	
12/16/2021	Adam Vary	72:1-73:6	72	1	73	6	72:1-73:6 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	95:24-25	95	24	90	25	
12/16/2021	Adam Vary	73:17-74:17	73	17	74	17	73:17-74:17 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	97:2-5	97	2	97	5	
12/16/2021	Adam Vary	74:25-75:17	74	25	75	17	74:25-75:17 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	97:8-12	97	8	97	12	
12/16/2021	Adam Vary	76:1-8	76	1	7	68	76:1-8 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	97:21-25	97	21	97	25	
12/16/2021	Adam Vary							99:21-100:5	99	21	100	5	

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12/16/2021	Adam Vary	76:22-77:11	76	22	77	11	76:22-77:11 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	104:14-105:12	104	14	105		12
12/16/2021	Adam Vary	85:12-90:7	89	12	90	7	89:12-90:7 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	105:17-25	105	17	105		25
12/16/2021	Adam Vary	90:10-11	90	10	90	11	90:10-90:11 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	106:2-106:2	106	2	106		2
12/16/2021	Adam Vary	92:23-93:2	92	23	93	2	92:23-93:2 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	114:25-115:2	114	25	115		2
12/16/2021	Adam Vary	93:4	93	4	93	4	93:4-93:4 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	118:25-119:3	118	25	119		3
12/16/2021	Adam Vary	93:6-7	93	6	93	7	93:6-93:7 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	126:2-3	126	2	126		3
12/16/2021	Adam Vary	95:15-16	93	15	93	16	93:15-95:16 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	126:10-12	126	10	126		12
12/16/2021	Adam Vary	95:19	93	19	93	19	95:19-95:19 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	128:12-16	128	12	128		16
12/16/2021	Adam Vary	95:21-25	93	21	93	25	95:21-95:25 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	128:19-21	128	19	128		21
12/16/2021	Adam Vary	94:5-14	94	5	94	14	94:5-94:14 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	130:5-6	130	5	130		6
12/16/2021	Adam Vary	94:19-21	94	19	94	21	94:19-94:21 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	130:13-130:13	130	13	130		13
12/16/2021	Adam Vary	95:6-8	95	6	95	8	95:6-95:8 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	130:15-17	130	15	130		17
12/16/2021	Adam Vary							131:3-131:3	131	3	131		3

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12/16/2021	Adam Vary	95:10-14	95	10	95	14 95:10-95:14 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	132	25	133	3	
12/16/2021	Adam Vary	95:16-18	95	16	95	18 95:16-95:18 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	133	5	113	11	
12/16/2021	Adam Vary	96:9-11	96	9	96	11 96:9-96:11 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	133	19	133	23	
12/16/2021	Adam Vary	96:13-19	96	13	96	19 96:13-19 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, undue delay, wasting time.	134	2	134	9	
12/16/2021	Adam Vary	97:14-20	97	14	97	20 97:14-20 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	136	15	136	19	
12/16/2021	Adam Vary	98:1-12	98	1	98	12 98:1-12 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	138	19	138	22	
12/16/2021	Adam Vary	98:21-99:6	98	21	99	6 98:21-99:6 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	150	11	150	14	
12/16/2021	Adam Vary	99:13-20	99	13	99	20 99:13-20 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	150	17	150	22	
12/16/2021	Adam Vary	100:6-16	100	6	100	16 100:6-16 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	150	24	151	2	
12/16/2021	Adam Vary	100:25-101:6	100	25	101	6 100:25-101:6 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	151	6	151	15	Nonresponsive
12/16/2021	Adam Vary	105:13-16	105	13	105	16 105:13-16 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	161	12	161	15	
12/16/2021	Adam Vary	113:16-22	113	16	113	22 113:16-22 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	161	21	162	8	Nonresponsive
12/16/2021	Adam Vary	113:24-114:5	113	24	114	5 113:24-114:5 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	163	14	163	19	
12/16/2021	Adam Vary	114:20-24	114	20	114	24 114:20-114:24 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	165	23	166	12	166:5. Move to strike after "did it" as nonresponsive; speculation (FRE 602); improper opinion testimony regarding "common practices."

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12/16/2021	Adam Vary	117:11-118:24	117	11	118	24	117:11-118:24 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	168:10-13	168	10	168	13	
12/16/2021	Adam Vary	119:4-5	119	4	119	5	119:4-119:5 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.						
12/16/2021	Adam Vary	119:12-13	119	12	119	13	119:12-13 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	168:19-23	168	19	168	23	
12/16/2021	Adam Vary	119:15-120:12	119	15	120	12	119:15-120:12 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	170:12-17	170	12	170	17	
12/16/2021	Adam Vary	120:22-121:1	120	22	121	1	120:22-120:24 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time; 120:25-121:1 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.	172:18-24	172	18	172	24	Invades fact-finding province of jury
12/16/2021	Adam Vary	121:8-12	121	8	121	12	121:8-12:15 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value. ; 121:10-121:12 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	231:22-232:1	231	22	232	1	
12/16/2021	Adam Vary	121:15-25	121	15	121	25	121:15-121:25 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	232:5-233:7	232	5	233	7	
12/16/2021	Adam Vary	122:5-10	122	6	122	10	122:5-8 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative evidence. 122:9-10 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative.	250:24-251:1	250	24	251	1	

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12/16/2021	Adam Vary	122:16-21	122	16	122	21	122:16-17 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value. 122:18-21 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative.	254	15	254	15	
12/16/2021	Adam Vary	123:4-11	123	4	123	11	123:4-5 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value. 123:6-11 Relevance, probative value substantially outweighed by a danger of confusing the issues, misleading the jury, undue delay, wasting time.	254	17	254	18	
12/16/2021	Adam Vary	123:12-14	123	12	123	14	123:12-14 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, improper characterization, lack of foundation.	254	21	255	9	
12/16/2021	Adam Vary	124:8-9	124	8	124	9	124:8-9 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	255	14	255	15	
12/16/2021	Adam Vary	124:11-13	124	11	124	13	124:11-13 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, improper characterization, lack of foundation.	255	20	255	25	Impermissible expert testimony regarding Mr. Vary's "observation[s] across the profession." (FRE 701, 702)
12/16/2021	Adam Vary	124:20-25	124	20	124	25	124:20-21 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	256	17	256	23	
12/16/2021	Adam Vary	125:9-12	125	9	125	12	125:9-12 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, improper characterization, lack of foundation.	257	1	257	4	
12/16/2021	Adam Vary	125:17-126:1	125	17	126	1	125:17-126:1 Relevance, probative value substantially outweighed by a danger of confusing the issues, misleading the jury, undue delay, wasting time, argumentative, improper characterization, lack of foundation.	257	15	257	16	
12/16/2021	Adam Vary	126:14-23	126	14	126	23	126:20-23 Relevance, probative value substantially outweighed by a danger of confusing the issues, misleading the jury, undue delay, wasting time, cumulative evidence.	257	18	257	21	Impermissible expert testimony regarding Mr. Vary's observations across the profession. (FRE 701, 702)

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12/16/2021	Adam Vary	127:7-11	127	7	127	11 127:7-11 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative evidence.	257:23-258:6	257	23	258			6 Impermissible expert testimony regarding Mr. Vary's observations across the profession (FRE 701, 702)
12/16/2021	Adam Vary	127:13-17	127	13	127	17 substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative evidence.		258	12	258		25	
12/16/2021	Adam Vary	128:23-24	128	23	128	24 128:23-24 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.	259:23-25	259	23	259		25	
12/16/2021	Adam Vary	129:5-6	129	5	129	6 129:5-6 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	260:6-9	260	6	260		9	
12/16/2021	Adam Vary	131:5-7	131	5	131	7 131:5-7 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	260:11-22	260	11	260		22	
12/16/2021	Adam Vary	131:14-23	131	14	131	23 131:14-23 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	260:25-261:6	260	25	261		6 261:4-6 asked and answered; cumulative	
12/16/2021	Adam Vary	135:2-5	135	2	135	5 135:2-5 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	261:8-10	261	8	261		10 Asked and answered; cumulative	
12/16/2021	Adam Vary	135:22-25	135	22	135	25 135:22-25 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	261:12-262:3	261	12	262		3 262:1-3 Asked and answered; cumulative	
12/16/2021	Adam Vary	136:1-3	136	1	136	3 136:1-3 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	262:6-10	262	6	262		10 Asked and answered; cumulative	
12/16/2021	Adam Vary	136:6-14	136	6	136	14 136:6-14 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	264:10-16	264	10	264		16	
12/16/2021	Adam Vary	136:20-25	136	20	136	25 136:20-25 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	264:22-266:3	264	22	266		3	
12/16/2021	Adam Vary	137:1-11	137	1	137	11 137:1-11 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	266:13-18	266	13	266		18 602; best evidence	Speculation/lacks personal knowledge (FRE 18 602); best evidence

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12/16/2021	Adam Vary	137:13-18	137	13	137	18 137:13-18 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	266:21-23	266	21	266	Speculation/lacks personal knowledge (FRE 602); best evidence	25
12/16/2021	Adam Vary	137:23-24	137	23	137	24 137:23-24 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	267:2-3	267	2	267	Relevance (FRE 401); undue consumption of time, confuses the issues (FRE 403)	3
12/16/2021	Adam Vary	138:3-9	138	3	138	9 138:3-9 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	267:10-14	267	10	267	Relevance (FRE 401); undue consumption of time, confuses the issues (FRE 403)	14
12/16/2021	Adam Vary	138:10-12	138	10	138	12 138:10-12 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	267:16-21	267	16	267		21
12/16/2021	Adam Vary	138:23-139:6	138	23	139	6 138:23-25 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	268:2-6	268	2	268	Speculation/lacks personal knowledge (FRE 602); best evidence	6
12/16/2021	Adam Vary	139:9-11	139	9	139	11 139:9-11 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	268:10-12	268	10	268	Speculation/lacks personal knowledge (FRE 602); best evidence	12
12/16/2021	Adam Vary	139:13-14	139	13	139	14 139:13-14 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	268:19-22	268	19	268	Speculation/lacks personal knowledge (FRE 602); best evidence	22
12/16/2021	Adam Vary	139:17-21	139	17	139	21 139:17-21 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	268:24-269:1	268	24	269	Speculation/lacks personal knowledge (FRE 602); best evidence	1
12/16/2021	Adam Vary	140:8-10	140	8	140	10 140:8-10 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.	269:3-269:3	269	3	269	Speculation/lacks personal knowledge (FRE 602); best evidence	3
12/16/2021	Adam Vary	140:17-18	140	17	140	18 140:17-18 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	269:6-8	269	6	269		8
12/16/2021	Adam Vary	140:20-22	140	20	140	22 140:20-22 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.	269:17-270:4	269	17	270	270:2-4; Calls for speculation (FRE 602); incomplete hypothetical	4



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12/16/2021	Adam Vary	141:3-18	141	3	141	18	141:3-15 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time; 141:16-18 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.	270:8-12	270	9	270	12	Calls for speculation (FRE 602); incomplete hypothetical
12/16/2021	Adam Vary	141:24-25	141	24	141	25	141:24-25 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.	270:14-16	270	14	270	16	Calls for speculation (FRE 602); incomplete hypothetical; compound
12/16/2021	Adam Vary	142:2-18	142	2	142	18	142:2-15 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time; 142:16-18 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.	270:21-25	270	21	270	25	Improper opinion testimony about general media practices (FRE 704, 702); relevance (FRE 401)
12/16/2021	Adam Vary	142:25-143:1	142	25	143	1	142:25-143:1 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.						
12/16/2021	Adam Vary	143:3-5	143	3	143	5	143:3-5 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.						
12/16/2021	Adam Vary	143:12-13	143	12	143	13	143:12-13 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.						
12/16/2021	Adam Vary	143:15-18	143	15	143	18	143:15-18 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.						

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12/16/2021	Adam Vary	156:24-159:13	158	24	159	13	159:3-13 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.					
12/16/2021	Adam Vary	159:23-24	159	23	159	24	159:23-24 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.					
12/16/2021	Adam Vary	160:2-25	160	2	160	25						
12/16/2021	Adam Vary	161:9-10	161	9	161	10						
12/16/2021	Adam Vary	162:10-16	162	10	162	16						
12/16/2021	Adam Vary	162:20-163:8	162	20	163	8						
12/16/2021	Adam Vary	163:20-164:8	163	20	164	8	164:5-8 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.					
12/16/2021	Adam Vary	164:15-22	164	15	164	22	164:15-16 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value. 164:18-22 Argumentative, lacks foundation.					
12/16/2021	Adam Vary	165:2-11	165	2	165	11						
12/16/2021	Adam Vary	166:13-16	166	13	166	16	166:13-16 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.					
12/16/2021	Adam Vary	166:24-25	166	24	166	25	166:24-25 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.					
12/16/2021	Adam Vary	167:1-12	167	1	167	12	167:1-9 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative. 167:10-12 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.					

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12/16/2021	Adam Vary	174:6-7	174	6	174	7	174:6-7 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	174:9-11	174	9	174	11	174:9-11 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.												
12/16/2021	Adam Vary	174:17-18	174	17	174	18	174:17-18 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	174:20-175:4	174	20	175	4	174:20-175:4 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.												
12/16/2021	Adam Vary	175:23-176:10	175	23	176	10	175:23-176:10 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.												
12/16/2021	Adam Vary	176:17-21	176	17	176	21	176:17-21 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.												
12/16/2021	Adam Vary	177:3-5	177	3	177	5	177:3-5 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.												
12/16/2021	Adam Vary	177:7-8	177	7	177	8	177:7-8 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	177:16-17	177	16	177	17	177:16-17 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	177:19-22	177	19	177	22	177:19-22 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation.												

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12/16/2021	Adam Vary	178:6-7	178	6	178	7	178:6-7 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	178:9-12	178	9	178	12	178:9-12 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation, argumentative.												
12/16/2021	Adam Vary	178:20-21	178	20	178	21	178:20-21 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	179:13-16	179	13	179	16	179:13-16 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.												
12/16/2021	Adam Vary	179:19-20	179	19	179	20	179:19-20 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	179:22-24	179	22	179	24	179:22-24 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.												
12/16/2021	Adam Vary	180:5-6	180	5	180	6	180:5-6 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	180:8-10	180	8	180	10	180:8-10 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	180:16-17	180	16	180	17	180:16-17 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												

12/15/2021	Adam Vary	181:5-9	181	5	181	9	181:5-9 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.				
12/16/2021	Adam Vary	181:15-16	181	15	181	16	181:15-16 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				
12/16/2021	Adam Vary	181:18-20	181	18	181	20	181:18-20 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.				
12/16/2021	Adam Vary	181:23-24	181	23	181	24	181:23-23 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.				
12/16/2021	Adam Vary	182:2-4	182	2	182	4	182:2-4 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, vague.				
12/16/2021	Adam Vary	182:11-12	182	11	182	12	182:11-12 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				
12/16/2021	Adam Vary	182:14-18	182	14	182	18	182:14-18 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.				
12/16/2021	Adam Vary	182:24-25	182	24	182	25	182:24-25 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				
12/16/2021	Adam Vary	183:2-6	183	2	183	6	183:2-6 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation.				
12/16/2021	Adam Vary	183:13-14	183	13	183	14	183:13-14 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.				



12/16/2021	Adam Vary	183:18-18	183	16	183	18	Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.
12/16/2021	Adam Vary	183:25-184:1	183	25	184	1	Refused to answer the question on the
12/16/2021	Adam Vary	188:25-189:2	188	25	189	2	188:25-189:2 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.
12/16/2021	Adam Vary	189:8-9	189	8	189	9	189:8-9 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.
12/16/2021	Adam Vary	189:17-190:1	189	17	190	1	189:17-190:1 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.
12/16/2021	Adam Vary	190:5-6	190	5	190	6	190:5-6 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.
12/16/2021	Adam Vary	190:13-17	190	13	190	17	190:13-17 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.
12/16/2021	Adam Vary	190:23-25	190	23	190	25	190:23-25 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time.
12/16/2021	Adam Vary	195:13-22	195	13	195	22	195:13-22 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative.
12/16/2021	Adam Vary	196:18-197:1	196	18	197	1	196:18-197:1 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative.
12/16/2021	Adam Vary	199:20-23	199	20	199	23	199:20-23 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.
12/16/2021	Adam Vary						200:6-7 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.

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12/16/2021	Adam Vary	200:9-11	200	9	200	11	200:9-11 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation, calls for speculation.												
12/16/2021	Adam Vary	200:19-20	200	19	200	20	200:19-20 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	200:24-201:1	200	24	201	1	200:24-201 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation, calls for speculation.												
12/16/2021	Adam Vary	201:9-10	201	9	201	10	201:9-10 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	201:14-22	201	14	201	22	201:14-22 Relevance, probative value substantially outweighed by a danger of confusing the issues, misleading the jury, undue delay, wasting time, cumulative.												
12/16/2021	Adam Vary	202:11-12	202	11	202	12	202:11-12 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	202:19-20	202	19	202	20	202:19-20 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	202:22-24	202	22	202	24	202:22-24 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, calls for speculation.												
12/16/2021	Adam Vary	203:6-7	203	6	203	7	203:6-7 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												

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12/16/2021	Adam Vary	203:9-11	203	9	203	11	203:9-11 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	203:18-19	203	18	203	19	203:18-19 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	203:21-204:7	203	21	204	7	203:21-204:7 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative.												
12/16/2021	Adam Vary	208:6-18	208	6	208	18	208:6-18 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative.												
12/16/2021	Adam Vary	208:25-209:2	208	25	208	2	208:25-209:2 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, cumulative.												
12/16/2021	Adam Vary	209:11-13	209	11	209	13	209:11-13 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	209:20-21	209	20	209	21	209:20-21 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	209:23-210:1	209	23	210	1	209:23-210:1 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	210:8-9	201	8	201	9	210:8-9 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	213:16-214:2	213	16	214	2	213:16-214:2 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, calls for speculation.												

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12/16/2021	Adam Vary	214:10-11	214	10	214	11	214:10-11 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	214:14-15	214	14	214	15	214:14-15 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation.												
12/16/2021	Adam Vary	215:1-2	215	1	215	2	215:1-2 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	216:6-9	216	6	216	9	216:6-9 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, Best Evidence Rule.												
12/16/2021	Adam Vary	216:13	216	13	216	13	216:13 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, Best Evidence Rule.												
12/16/2021	Adam Vary	216:18-217:2	216	18	217	2	216:18-217:2 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, Best Evidence Rule.												
12/16/2021	Adam Vary	217:6-9	217	6	217	9	217:6-9 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, Best Evidence Rule.												
12/16/2021	Adam Vary	217:11-12	217	11	217	12	217:11-12 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, argumentative, lacks foundation, assuming facts not in evidence.												
12/16/2021	Adam Vary	217:21-218:1	217	21	218	1	217:21-218:1 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	218:3-6	218	3	218	6	218:3-6 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation.												

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12/16/2021	Adam Vary	218:9-12	218	9	218	12	218:9-12 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	218:14-19	218	14	218	19	218:14-19 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	219:3-5	219	3	219	5	219:3-5 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	219:7-8	219	7	219	8	219:7-8 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	219:15-18	219	16	219	18	219:15-17 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	219:19-20	219	19	219	20	219:19-20 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	220:2-3	220	2	220	3	220:2-3 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												
12/16/2021	Adam Vary	220:5-6	220	5	220	6	220:5-6 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.												
12/16/2021	Adam Vary	220:13-14	220	13	220	14	220:13-14 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.												

12/16/2021	Adam Vary	220:16-18	220	16	220	18	220:16-18 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.					
12/16/2021	Adam Vary	220:25-221:1	220	25	221	1	220:25-221:1 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.					
12/16/2021	Adam Vary	221:3-4	221	3	221	4	221:3-4 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.					
12/16/2021	Adam Vary	221:11-12	221	11	221	12	221:11-12 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.					
12/16/2021	Adam Vary	241:4-18	241	4	241	18	241:4-18 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.					
12/16/2021	Adam Vary	241:21-23	241	21	241	23	241:21-23 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.					
12/16/2021	Adam Vary	250:15-23	250	15	250	23	250:15-23 Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.					
12/16/2021	Adam Vary	273:24-274:3	273	24	275	3	273:24-274:3 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time.					
12/16/2021	Adam Vary	274:10-275:4	274	1	275	4	274:10-17 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value; 274:19-275:4 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, lacks foundation, Best Evidence Rule.					
12/16/2021	Adam Vary	275:8-12	275	8	275	12	275:8-12 Relevance, probative value substantially outweighed by a danger of confusing the issues, undue delay, wasting time, lacks foundation, Best Evidence Rule.					

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12/16/2021	Adam Vary	275:14-17	275	14	275	17	275:14-17 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation.						
12/16/2021	Adam Vary	275:25-276:1	275	25	276	1	275:25-276:1 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.						
12/16/2021	Adam Vary	276:3-6	276	3	276	6	276:3-6 Privilege asserted by witness. Relevance, probative value substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, undue delay, wasting time, lacks foundation.						
12/16/2021	Adam Vary	276:15-17	276	15	276	17	276:15-17 Nonresponsive. The witness refused to answer the question on the advice of counsel asserting privilege and therefore the answer has no evidentiary value.						

Deposition				Defendant Kevin Fowler's Initial Designations				Plaintiff Anthony Rapp's Objections				Plaintiff Anthony Rapp's Counter-Designations				Defendant Kevin Fowler's Objections to Counter-Designations			
Date	Witness	Page Start	Page End	Line Start	Line End	Page Start	Page End	Page Start	Page End	Page Start	Page End	Page Start	Page End	Page Start	Page End	Page Start	Page End	Page Start	Page End
1/31/2022	Kathie Green	5:15-23	5	15	23							6:12-7:3	6	12	7	6	12	7	20
1/31/2022	Kathie Green	8:1-11	6	1	11							7:11-20	7	11	7				
1/31/2022	Kathie Green	10:3-12	10	3	12							8:15-8:14	8	15	9				
1/31/2022	Kathie Green	10:24-11:7	10	24	11	7						9:25-10:2	9	25	10				
1/31/2022	Kathie Green	13:4-11	13	4	13	11						10:13-10:23	10	13	10				
1/31/2022	Kathie Green	14:3-10	14	3	14	10						11:8-9	11	8	11				
1/31/2022	Kathie Green	15:3-18	15	3	15	18						11:17-12:25	11	17	12				
1/31/2022	Kathie Green	25:4-27:3	26	4	27	3						12:11-12	12	11	12				
1/31/2022	Kathie Green	27:17-28:20	27	17	28	20						13:14-17	13	14	15				
1/31/2022	Kathie Green	32:25-34:8	33	25	34	8						15:22-16:7	15	22	16				
1/31/2022	Kathie Green	34:14-18	34	14	34	18						16:18-23	16	18	16				
1/31/2022	Kathie Green	34:24-35:15	34	24	35	15						17:5-14	17	5	17				
1/31/2022	Kathie Green	40:9-13	40	9	40	13						18:21-19-8	18	21	19				
1/31/2022	Kathie Green	41:9-11	41	9	41	11						19:14-19:24	19	14	19				
1/31/2022	Kathie Green	41:18-20	41	18	41	20						21:15-22	21	15	21				
1/31/2022	Kathie Green	42:6-11	42	6	42							22:9-13	22	9	22				
1/31/2022	Kathie Green	44:10-45:6	44	10	45														
1/31/2022	Kathie Green	45:20-25	45	20	45	25						29:14-23	29	14	29				
1/31/2022	Kathie Green	46:3-7	46	3	46							30:6-16	30	6	30				
1/31/2022	Kathie Green	46:9	46	9	46							30:22-31:10	30	22	31				
1/31/2022	Kathie Green	50:23-25	50	23	50	25						31:21-32:6	31	21	32				
1/31/2022	Kathie Green	52:15-53:9	52	15	53	9						32:15-33:24	32	15	33				
1/31/2022	Kathie Green	54:8-11	54	8	54	11						34:9-13	34	9	34				
1/31/2022	Kathie Green	54:15-19	54	15	54	19						35:16-18	35	16	35				
1/31/2022	Kathie Green	55:22-56:18	55	22	56	18						36:13-37:12	36	13	37				
1/31/2022	Kathie Green	56:25-57:18	56	25	57	18						37:17	37	17	37				
1/31/2022	Kathie Green	57:25-58:12	57	25	58							40:14-18	40	14	40				
1/31/2022	Kathie Green	61:9-15	61	9	61	15						41:2-3	41	2	41				
1/31/2022	Kathie Green	65:5-11	65	5	65	11						41:6-8	41	6	41				
1/31/2022	Kathie Green	66:15-67:24	66	15	67	24						41:12-17	41	12	41				
1/31/2022	Kathie Green	69:1-20:10	69	1	70	10						43:5-23	43	5	43				
1/31/2022	Kathie Green	73:13-18	73	13	73	18						47:18-48:12	47	18	48				
1/31/2022	Kathie Green	74:13-17	74	13	74	17						48:14-49:6	48	14	49				
1/31/2022	Kathie Green	74:21-75:4	74	21	75	4						49:21-50:7	49	21	50				
1/31/2022	Kathie Green	75:8-22	75	8	75	22						50:15-22	50	15	50				
1/31/2022	Kathie Green	76:4-6	76	4	76	6						51:1-3	51	1	51				
1/31/2022	Kathie Green	76:8-77:3	76	8	77	3						51:7-9	51	7	51				
1/31/2022	Kathie Green	77:22-78:8	77	22	78	8						53:10-22	53	10	53				
1/31/2022	Kathie Green	78:11-21	78	11	78							54:5-7	54	5	54				
1/31/2022	Kathie Green	90:15-18	90	15	90	18						54:12-14	54	12	54				
1/31/2022	Kathie Green	91:23-92:11	91	23	92							54:20-55:15	54	20	55				
1/31/2022	Kathie Green	92:18-93:1	92	18	93							55:20-21	55	20	55				
1/31/2022	Kathie Green											59:7-16	59	7	59				



1/31/2022	Kathie Green	934-5	93	4	93	633-5-5 Objection to form, leading.	60	2	60	8
1/31/2022	Kathie Green	938-12	93	9	93	1239-10-11 Objection to form, leading.	60	15	62	2152-1-2: Vouching, Relevance (FRE 401)
1/31/2022	Kathie Green	942-5	94	2	94	594-2-5 Objection to form, leading.	62	13	62	24
1/31/2022	Kathie Green	948-9	94	8	94	594-8-9 Non-responsive.	63	4	63	20
1/31/2022	Kathie Green	948-21	94	18	94	2194-18-21 Leading, asked and answered, cumulative.	63	24	64	10
1/31/2022	Kathie Green	9518-21	95	19	95	2295-19-21 Objection to form, leading.	65	24	66	7
1/31/2022	Kathie Green	974-5	97	4	97	597-4-5 Objection to form, leading.	67	25	68	9
1/31/2022	Kathie Green	977-10	97	7	97	1097-8-10 Objection to form, leading.	68	15	68	23
1/31/2022	Kathie Green	9713-15	97	13	97	1597-14-15 Objection to form, leading.	70	11	71	3701-1-3: Argumentative
1/31/2022	Kathie Green	9718-20	97	18	97	20	71	6	71	1371-12-13: Vouching
1/31/2022	Kathie Green	981-4	98	1	98	498-1-4 Objection to form, leading.	71	15	71	22
1/31/2022	Kathie Green	10015-18	100	15	100	18100-15-18 Objection to form, leading, vague as to time.	71	25	72	13
1/31/2022	Kathie Green	10021-25	100	21	101	25100-21-25 Vague as to time; 100-25-25 Objection to form, leading, lacks foundation, calls for speculation.	72	15	72	17Vague
1/31/2022	Kathie Green	1013-10	101	3	101	10101-3-4 Lacks foundation, calls for speculation; 101-5-7, 101-9-10 Objection to form, leading.	72	19	72	19
1/31/2022	Kathie Green	10112	101	12	101	12	72	23	72	24
1/31/2022	Kathie Green	10114	101	14	101	14	73	3	73	12
1/31/2022	Kathie Green	10117-24	101	17	101	24101-17-20, 22-23 Objection to form, leading, lacks foundation, calls for speculation, non-responsive; 101-24 Lacks foundation, calls for speculation, lacks personal knowledge.	73	19	73	22Argumentative
1/31/2022	Kathie Green	1022-3	102	2	102	3101-2-3 Lacks foundation, calls for speculation, non-responsive, asked and answered, probative value substantially outweighed by a danger of wasting time.	77	4	77	6Argumentative
1/31/2022	Kathie Green	1025-6	102	6	102	6102-6 Lacks foundation, calls for speculation, non-responsive, asked and answered, probative value substantially outweighed by a danger of wasting time.	77	11	77	11
1/31/2022	Kathie Green					77-11	77	15	77	2177-21: Relevance (FRE 401); counsel's statements are not evidence
1/31/2022	Kathie Green					77-15-21	77	22	78	24
1/31/2022	Kathie Green					78-22-24	78	15	78	10Asked and answered
1/31/2022	Kathie Green					79-4-10	79	4	79	2279-20-22: Vague and ambiguous
1/31/2022	Kathie Green					79-17-22	79	17	79	16
1/31/2022	Kathie Green					8014-16	80	14	80	3
1/31/2022	Kathie Green					8018-813	80	18	81	Foundation/lacks personal knowledge (FRE 802)
1/31/2022	Kathie Green					8215-23	82	13	82	23802
1/31/2022	Kathie Green					856-11	83	6	83	11
1/31/2022	Kathie Green					85-21-22	83	21	83	23Relevance (FRE 401)
1/31/2022	Kathie Green					841-4	84	1	84	4Relevance (FRE 401)
1/31/2022	Kathie Green					87-5-7	87	5	87	7Relevance (FRE 401)
1/31/2022	Kathie Green									Relevance (FRE 401); undue consumption of time (FRE 403); Hearsay (FRE 801, 802)
1/31/2022	Kathie Green					88-7-99-10	88	7	89	10
1/31/2022	Kathie Green					8915-18	89	15	89	18
1/31/2022	Kathie Green					89-22	89	22	89	224031
1/31/2022	Kathie Green					89-24-90-6	89	24	90	6
1/31/2022	Kathie Green					90-10	90	10	90	10
1/31/2022	Kathie Green					91-6-22	91	6	91	224031
1/31/2022	Kathie Green					9313-15	93	13	93	15
1/31/2022	Kathie Green					9318	93	18	93	18
1/31/2022	Kathie Green									Foundation/lacks personal knowledge (FRE 802)
1/31/2022	Kathie Green					94-22-25	94	22	94	25602
1/31/2022	Kathie Green					95-23-66-10	95	23	96	10
1/31/2022	Kathie Green					9613-18	96	12	96	18
1/31/2022	Kathie Green					96-21	96	21	96	21
1/31/2022	Kathie Green					97-21-23	97	21	97	23

1/31/2022	Kathe Green	9725	97	25	25
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Deposition		Defendant Kevin Fowler's Initial Designations					Plaintiff Anthony Rapp's Objections		Plaintiff Anthony Rapp's Counter-Designations			Defendant Kevin Fowler's Objections to Counter-Designations	
Date	WITNESS	PIN/CTE	Page Start	Line Start	Page End	Line End	OBJECTION	PIN/CTE	Page Start	Line Start	Page End	Line End	OBJECTION
1/5/2022	Tracie Thoms	5:18-23	5	18	5	23		9:23-11:7	9	23	11		Relevance (FRE 401); undue consumption of time (FRE 403)
1/5/2022	Tracie Thoms	6:9-12	6	9	6	12		12:9-19	12	9	12		Relevance (FRE 401); undue consumption of time (FRE 403)
1/5/2022	Tracie Thoms	6:15-19	6	15	6	19		13:14-19	13	14	13		
1/5/2022	Tracie Thoms	7:2-12	7	2	7	12		14:13-24	14	13	14		Hearsay (FRE 801, 802)
1/5/2022	Tracie Thoms	7:17-21	7	17	7	21	7:17-21 Mischaracterizes the testimony, calls for hearsay.	26:20-22	26	20	26	22	
1/5/2022	Tracie Thoms	7:24-8:19	7	24	8	19		26:25-28:15	26	25	28	15	
1/5/2022	Tracie Thoms	9:14-16	9	14	9	16	9:14-16 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.						
1/5/2022	Tracie Thoms	9:21	9	21	9	21		28:25-29:9	28	25	29	9	
1/5/2022	Tracie Thoms	13:4-13	13	4	13	13	9:21 Lacks personal knowledge.	31:17-23	31	17	31	23	
1/5/2022	Tracie Thoms	13:20-23	13	20	13	23		36:2-14	36	2	36	14	
1/5/2022	Tracie Thoms	14:5-12	14	5	14	12		38:9-16	38	9	38	16	
1/5/2022	Tracie Thoms	18:17-19:5	18	17	19	5	18:17-19:5 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.						
1/5/2022	Tracie Thoms	26:14-19	26	14	26	19							
1/5/2022	Tracie Thoms	28:16-24	28	16	28	24							
1/5/2022	Tracie Thoms	29:13-30:3	29	13	30	3							
1/5/2022	Tracie Thoms	30:6-10	30	6	30	10							
1/5/2022	Tracie Thoms	30:12-15	30	12	30	15							
1/5/2022	Tracie Thoms	30:21-31:13	30	21	31	13							
1/5/2022	Tracie Thoms	31:24-32:5	31	24	32	5							
1/5/2022	Tracie Thoms	33:4-7	33	4	33	7							
1/5/2022	Tracie Thoms	33:10	33	10	33	10							
1/5/2022	Tracie Thoms	38:17-21	38	17	38	21							
1/5/2022	Tracie Thoms	39:19-40:7	39	19	40	7							
1/5/2022	Tracie Thoms	42:20-25	42	20	42	25							
1/5/2022	Tracie Thoms	43:2-44:7	43	2	44	7							
1/5/2022	Tracie Thoms	47:5-22	47	5	47	22	47:5-22 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						

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1/5/2022	Tracie Thoms	48:7-17	48	7	48	17	48:7-17 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	48:23-49:16	48	23	49	16	48:23-49:16 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	49:25	49	25	49	25	49:25 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	50:5-16	50	5	50	16	50:5-16 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	50:19-24	50	19	50	24	50:19-24 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	51:5-10	51	5	51	10	51:5-10 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						

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1/5/2022	Tracie Thoms	51:14	51	14	51	14	51:14 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	51:16-20	51	16	51	20	51:16-20 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	52:2	52	2	52	2	52:2 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	52:4-5	52	4	52	5	52:4-5 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	52:10	52	10	52	10	52:10 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	52:12-18	52	12	52	18	52:12-18 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						

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1/5/2022	Tracie Thoms	52:23	52	23	52	23	52:23 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	52:25-53:3	52	25	53	3	52:25-53:3 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	53:13-54:3	53	13	54	3	53:13-54:3 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	54:7	54	7	54	7	54:7 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	54:9-14	54	9	54	14	54:9-14 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, calls for expert testimony, lacks foundation, vague, calls for speculation.						
1/5/2022	Tracie Thoms	56:5-10	56	5	56	10							
1/5/2022	Tracie Thoms	56:22-57:12	56	22	57	12	57:6-12 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, argumentative, assumes facts not in evidence.						

	Trade Thoms	58:3-22	58	3	58	22	58:3-22 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, argumentative, assumes facts not in evidence, cumulative.							
10/5/2022	Trade Thoms	58:24	58	24	58	24	58:24 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, argumentative, assumes facts not in evidence, cumulative.							
11/5/2022	Trade Thoms	59:4-6	59	4	59	6	59:4-6 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, argumentative, assumes facts not in evidence, cumulative.							
12/5/2022	Trade Thoms	64:22-24	64	22	64	24								
1/5/2022	Trade Thoms	65:23-66:5	65	23	66	5	65:23-66:5 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, compound, assumes facts not in evidence.							
2/5/2022	Trade Thoms	66:10-11	66	10	66	11	66:10-11 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, assumes facts not in evidence.							
3/5/2022	Trade Thoms	66:13-21	66	13	66	21	66:13-21 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, assumes facts not in evidence.							

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Deposition	Defendant Kevin Fowler's Initial Designations				Plaintiff Anthony Rapp's Objections				Plaintiff Anthony Rapp's Counter-Designations				Defendant Kevin Fowler's Objections to Counter-Designations	
	DATE	WITNESS	PINCITE	Page Start	Line Start	Page End	Line End	OBJECTION	PINCITE	Page Start	Line Start	Page End	Line End	OBJECTION
4/29/2021		Erin Quill	5:17-18	5		5								
4/29/2021		Erin Quill	47:25-50:18	47		50			63:9	6	3	6	9	
4/29/2021		Erin Quill	51:14-52:25	51		51		51:14-52:25 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, lack of personal knowledge, vague.	77:8-11	7	7	8	11	
4/29/2021		Erin Quill	53:6-20	53		53		53:6-20 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, lack of personal knowledge, vague.	12:2-5	12	2	12	5	
4/29/2021		Erin Quill	54:22-25	54		54		53:6-25 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, lack of personal knowledge, vague.	36:16-42:12	36	16	42	12	Relevance (FRE 401); undue consumption of time (FRE 403); 41:24-43:12; lack of personal knowledge/speculation (FRE 602); unfairly prejudicial; misleads the jury, confuses the issues (FRE 403); relevance (FRE 401)
4/29/2021		Erin Quill	56:3-23	56		56		56:3-23 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, lack of personal knowledge, vague.	67:11-13	67	11	67	13	
4/29/2021		Erin Quill	57:19-58:8	57		57		56:3-25 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for speculation, vague.	68:4-15	68	4	68	15	
4/29/2021		Erin Quill	63:20-64:3	63		64		57:19-58:8 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for speculation, vague, non-responsive.	76:16-17	76	16	76	17	
4/29/2021		Erin Quill						63:20-64:3 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.	76:20-21	76	20	76	21	



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4/29/2021	Erin Quill	65:5-66:24	65	66						62:22-24 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, vague.	78:10-16	78	10	78	16	
4/29/2021	Erin Quill	67:2-10	67	67						67:2-10 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, vague, calls for speculation, lacks personal knowledge.	105:5-8	105	5	105	8	
4/29/2021	Erin Quill	67:14-68:3	67	68						67:14-68:3 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, vague, calls for speculation, lacks personal knowledge, calls for improper lay opinion.	105:12-106:10	105	12	105	10	Relevance (FRE 401); undue consumption of time, unfairly prejudicial (FRE 403)
4/29/2021	Erin Quill	69:1-70:1	69	70						69:1-70:1 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	107:9-109:1	107	9	109	1	
4/29/2021	Erin Quill	70:14-22	70	70						70:14-22 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	110:16-112:7	110	16	112	7	111: 18-25: nonresponsive; unfairly prejudicial (FRE 403)
4/29/2021	Erin Quill	73:7-14	73	73						73:7-14 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	161:14-162:4	161	14	162	4	
4/29/2021	Erin Quill	73:16-74:14	73	74						73:16-74:14 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	162:6	162	6	162	6	

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4/29/2021	Erin Quill	76:1-15	76	76		76:1-15 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	162:8-22	162	8	162	22	
4/29/2021	Erin Quill	76:23-77:25	76	77		76:23-77:25 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	172:4-9	172	4	172	9	
4/29/2021	Erin Quill	78:17-79:19	78	79		78:17-79:19 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, calls for improper lay opinion, lacks foundation, lacks personal knowledge, calls for speculation.	172:11-173:4	172	11	173	4	Nonresponsive
4/29/2021	Erin Quill	84:1-11	84	84		84:1-11 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge.	173:16-19	173	16	173	19	
4/29/2021	Erin Quill	85:9-15	85	85			174:14-17	174	14	174	17	
4/29/2021	Erin Quill	86:9-21	86	86		86:9-21 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	174:20-175:10	174	20	175	10	174:22-175:10 Nonresponsive
4/29/2021	Erin Quill	86:25-87:16	86	87		86:25-87:16 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	183:5-20	183	5	183	20	Nonresponsive

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4/29/2021	Erin Quill	87:22-88:2	87	88	87:22-88:2 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	185:19-22	189	19	189	22	
4/29/2021	Erin Quill	88:18-89:18	88	89	88:18-89:18 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	190:6-14	190	6	190	14	
4/29/2021	Erin Quill	91:22-92:12	91	92	91:22-92:12 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	190:21-191:1	190	21	191	1	
4/29/2021	Erin Quill	93:18-94:2	93	94	93:18-94:2 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	191:7-17	191	7	191	17	
4/29/2021	Erin Quill	94:7-23	94	94	94:7-23 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	193:4-6	193	4	193	6	
4/29/2021	Erin Quill	101:5-103:14	101	103	101:5-103:14 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.	249:5-7	249	5	249	7	
4/29/2021	Erin Quill	104:14-17	104	104							
4/29/2021	Erin Quill	104:22-105:4	104	105							
4/29/2021	Erin Quill	106:11-107:8	106	107							
4/29/2021	Erin Quill	109:2-110:15	109	110							
4/29/2021	Erin Quill	117:18-119:11	117	119							
4/29/2021	Erin Quill	160:25-161:13	160	161							

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4/29/2021	Erin Quill	215:18-21	215	215	215:18-21 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.							
4/29/2021	Erin Quill	215:25-216:20	215	16	215:25-216:20 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, lacks personal knowledge, calls for speculation, non-responsive.							
4/29/2021	Erin Quill	249:3-4	249	249								
4/29/2021	Erin Quill	250:23-24	250	250	250:23-24 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.							
4/29/2021	Erin Quill	251:1	251	251	251:1 Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time.							



6/23/2021	Adam Rapp	138:24-138:18	128	24	139	18														Improper counter-designation: nonresponsive and irrelevant to Mr. Fowler's designation; cumulative, undue consumption of time; hearsay (FRE 801, 14-802)
6/23/2021	Adam Rapp	172:3-11	172	3	172	11														Relevance (FRE 401); unfairly prejudicial, 25 confuses the issues (FRE 403)
6/23/2021	Adam Rapp	172:15-18	172	15	172	18														
6/23/2021	Adam Rapp	173:22-174:19	173	22	174	18														
6/23/2021	Adam Rapp	175:24-177:12	175	24	177	12														
6/23/2021	Adam Rapp	190:15-191:6	190	15	191	6														Improper designation; nonresponsive to Mr. Fowler's designation
6/23/2021	Adam Rapp	190:15-191:6																		
6/23/2021	Adam Rapp	200:17-201:5	200	17	201	5														Improper designation: nonresponsive to Mr. Fowler's designation; cumulative, unfairly prejudicial (FRE 403); hearsay (FRE 1701, 1702)
6/23/2021	Adam Rapp	208:9-209:3	208	9	209	3														Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; cumulative and undue waste of time (FRE 403); hearsay (FRE 801, 802)
6/23/2021	Adam Rapp	209:21-210:2	210	5	218	21														Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; cumulative and undue waste of time (FRE 403); hearsay (FRE 801, 802)
6/23/2021	Adam Rapp	210:5-218:21	219	18	219	24														Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; cumulative, and unfairly prejudicial (FRE 403); hearsay (FRE 801, 802)
6/23/2021	Adam Rapp	219:16-24																		Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; cumulative, and unfairly prejudicial (FRE 403); hearsay (FRE 801, 802); incomplete (FRE 106)

6/23/2021	Adam Rapp	220:4-5, 220:9-10	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	187:7-11	187	7	187	11	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation
6/23/2021	Adam Rapp	220:4-10	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	187:7-11	187	7	187	11	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation
6/23/2021	Adam Rapp	220:18-221:2	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	187:24-188:2	187	24	188	2	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation
6/23/2021	Adam Rapp	221:7-9	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, calls for speculation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	188:6-8	188	6	188	8	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue waste of time and unfairly prejudicial (FRE 403); witness's refusal to answer question is not evidence
6/23/2021	Adam Rapp	221:14-20	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	191:19-192:10	191	19	192	10	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue waste of time and unfairly prejudicial (FRE 403); vague and ambiguous foundation (calls for speculation (FRE 602); impermissible opinion testimony (FRE 701, 702)
6/23/2021	Adam Rapp	221:24-222:7	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	202:20-203:2	202	20	203	2	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue consumption of time (FRE 403)
6/23/2021	Adam Rapp	222:19-23	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	203:19-204:4	203	19	204	4	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue consumption of time (FRE 403)
6/23/2021	Adam Rapp	222:25-223:4	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	204:14-205:14	204	14	205	14	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation
6/23/2021	Adam Rapp	223:11-14	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	218:22-219:17	218	22	219	17	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue consumption of time (FRE 403); lack of personal knowledge/speculation (FRE 611)
6/23/2021	Adam Rapp	226:18-228:5	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	226:7	226	7	226	17	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue consumption of time (FRE 403); lack of personal knowledge/speculation (FRE 611)
6/23/2021	Adam Rapp	229:7-9	Relevance, probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the jury, wasting time, lacks foundation, improper expert opinion, improper lay opinion, irrelevant to Mr. Fowler's designation	229:19-230:6	229	19	230	6	Improper designation: nonresponsive and irrelevant to Mr. Fowler's designation; relevance (FRE 401); undue consumption of time (FRE 403); lack of personal knowledge/speculation (FRE 611)



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